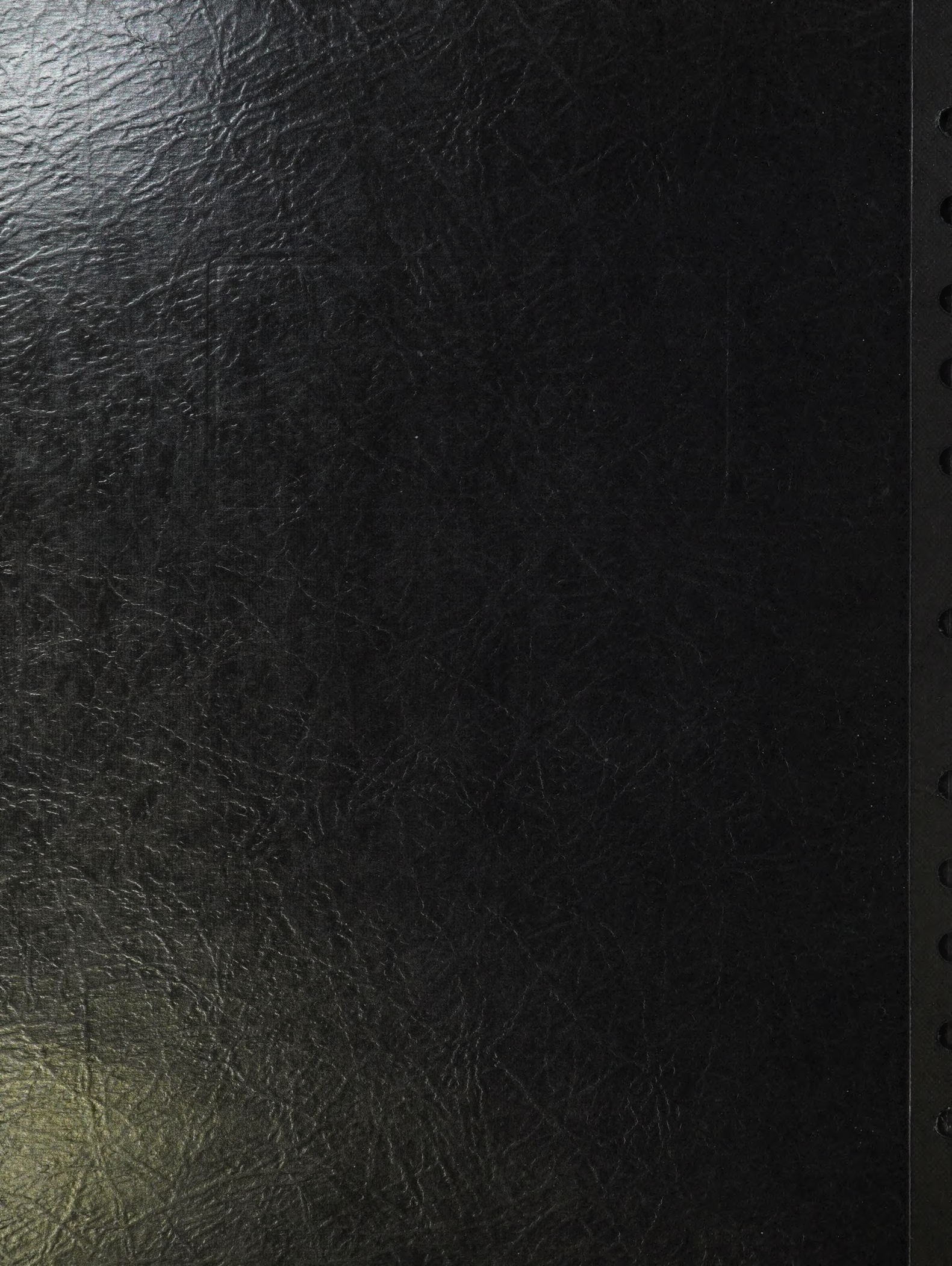


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A31  
JULY 1990-

URBAN/MUNICIPAL

AGENDA/MINUTES OF THE COUNCIL  
OF THE CORPORATION OF THE CITY  
OF HAMILTON







K.E. AVERY  
CITY CLERK

J.J. SCHATZ  
DEPUTY CITY CLERK



**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

TEL: 546-2700  
FAX: 546-2095

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

Tuesday, July 31, 1990  
7:30 o'clock p.m.  
Council Chambers, City Hall

CALONHBLAOS  
A31  
URBAN/MUNICIPAL  
1990

**A G E N D A**

**1. Opening Prayer**

Father Steve Stojisavljevic  
St. Nicholas Serbian Church  
149 Nash Road South

**2. Proclamation**

"The Harriet Tubman Building Fund Appeal Month"

**3. Civic Award Presentation**

Mohawk Mountaineers Men's Soccer Team

**4. Minutes**

June 26, 1990

**5. Petitions and Correspondence**







**6. Reports of the Standing Committees**

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (h) Finance and Administration Committee

**7. Notice of Motion from Previous Meeting**

Alderman B. Hinkley

**8. Notices of Motion for Next Meeting**

**9. First Reading of the Bills**

**10. Second Reading of the Bills - Committee of the Whole**

**11. Third Reading of the Bills**

**12. Question Period**

**13. Adjournment**







MINUTES







MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, JUNE 26, 1990  
7.30 O'CLOCK, P.M.

The Council met.

PRESENT: Alderman D. Ross, Acting Mayor.

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson,  
Agostino, Jackson, Merling, Gallagher.

ABSENT; Mayor Morrow (City Business)  
Alderman Hinkley (City Business)  
Alderman Lombardo (City Business)  
Alderman Smith (Vacation)  
Alderman Murray (City Business)

Alderman D. Ross, Acting Mayor, called the meeting to order.

Reverend Gordon Fish, St. John, St. Andrew and St. David's Presbyterian Church,  
led the Council in prayer.

\* \* \* \* \*

Civic awards were presented to:

- (a) Theresa Wolf who won the Novice title at the Ontario Elite  
Gymnastics Championship.
- (b) Members of the Bishop Ryan Wrestling Team for winning the  
1990 Ontario Federation Secondary School Athletic Wrestling  
Championships on March 5-6, 1990, at the University of Windsor.

\* \* \* \* \*

The minutes of the meeting of May 29, 1990, were taken as read and approved.

\* \* \* \* \*



The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter dated June 22, 1990, from Mr. Andy Robertson, 240 Bendamere Ave., Hamilton, Ontario, concerning the Arena Feasibility Study.  
**Referred to the Parks and Recreation Committee.**
2. Letter dated June 23, 1990, from Mr. John J. Harkness, Architect, 442A Brant Street, Burlington, Ontario, re Zoning Application 90-29 for Property at No. 1024 Upper Wentworth Street, Hamilton, Ontario.  
**Received.**
3. Letter dated June 23, 1990, from Aurelia Shaw, 42 Head Street, Hamilton, Ontario, re saving the Strathcona Street Firehall.  
**Received.**
4. Application dated June 13, 1990, from Stalward Homes, 152 Hester Street, Hamilton, Ontario, for a change in zoning of property located at 236 Stone Church Road West.  
**Received.**
5. Application dated June 18, 1990, from Slovenian Society of St. Joseph Hamilton, 125 Centennial Parkway, Hamilton, Ontario, for a change in zoning of property located at the rear of 125 Centennial Parkway.  
**Received.**
6. Application dated May 25, 1990, from Intermediate Terminals, Division of Canpac Freight Services Limited, 10765 De Liesse Road, Suite 410, Montreal, Dorval, Quebec, for a modification to the zoning of property located at 400 Grays Road.  
**Received.**
7. Application dated June 8, 1990, from Andy Robertson & others, 240 Bendamere Avenue, Hamilton, Ontario, for a modification to the zoning of property located at 25 Hester Street.  
**Received.**



8. Application dated June 5, 1990, from Mr. Philip Mancini, 17 Winthrop Place, Stoney Creek, Ontario, for a further modification to the zoning of property located at 30 Rymal Road East. Received.

\* \* \* \* \*

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole on the Reports, with Alderman Gallagher in the chair.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - EIGHTH REPORT.

\* \* \* \* \*

(C) PARKS AND RECREATION COMMITTEE - TWELFTH REPORT.

It was moved by Alderman Copps and seconded by Alderman Christopherson.

RESOLVED: that Section 14 of the EIGHTH Report of the Parks and Recreation Committee, adopted by City Council at its meeting held on April 24, 1990, BE RECONSIDERED. CARRIED.

(Re: The Purchase and Relocation of the Former Strathcona Fire Hall).

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Cooke.

RESOLVED: that Section 14 of the EIGHTH Report of the Parks and Recreation Committee, adopted by City Council at its meeting held on April 24, 1990, BE TABLED. CARRIED.

\* \* \* \* \*



It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that Section 5 be amended by deleting Subsections (a) and (b) and inserting in lieu thereof the following:

- (a) That a purchase order be issued to Guild Electric, Burlington, in the amount of \$54,690. to replace Light Fixtures for poles 1 and 3, at Ivor Wynne Stadium, in accordance with specifications issued by the Manager of Purchasing and Vendor's Tender.
- (b) That a contract be entered into satisfactory to the City Solicitor.
- (c) That a purchase order be issued to Northshore Contracting, Ancaster, in the amount of \$28,750. to replace Light Fixtures for pole 2 at Ivor Wynne Stadium, in accordance with specifications issued by the Manager of Purchasing and Vendor's Tender.

NOTE: Lowest acceptable of nine (9) tenders received. Funds provided in Ivor Wynne Stadium, Renovations and Repairs Account No. CH 56398 62910. - CARRIED.

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Jackson.

RESOLVED: that the following be added as Section 25.

"25. That approval be given to create a position of Landscape Architect through the attrition of an existing labourer position in the Department of Public Works. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Jackson and seconded by Alderman Merling.

RESOLVED: that Rule 8 of City of Hamilton Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a resolution dealing with the Mountain Arena Twinning/Design Building Project and the method of financing the additional funding required to proceed with this Project. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Jackson and seconded by Alderman Agostino.

- RESOLVED: (a) That approval be given to enter into a contract, satisfactory to the City Solicitor, with Besto Construction Corp. of Hamilton for \$1,761,586. to design and build a fully operational arena, subject to a completed set of working drawings and specifications produced by Bestco, and acceptable to the City.
- (b) That the total funding of \$2,011,586. for the project be approved, and that the Treasurer be requested to recommend the method of financing the additional \$511,586.
- (c) That the Mayor and City Clerk execute the contract on behalf of the City, once the Community Recreational Capital Program 91-92 grant application has been deemed complete by the Province.
- (d) That the additional amount required for the Mountain Arena Twinning/Design Building Project, in the amount of \$511,586., increasing the gross cost from \$1,500,000. to \$2,011,586., be financed from the Reserve for Capital Projects, and the gross cost for the project known as the Twin Pad Arena be reduced by this increase so that the final amount available to fund the Twin Pad Arena in the future will be limited to \$5,588,414. (that is, \$7,600,000. minus \$2,011,586.)

YEAS: Aldermen Agro, Drury, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross. - 8.

NAYS: Aldermen Cooke, Kiss, McCulloch, Copps. - 4. CARRIED.

\* \* \* \* \*



(D) PLANNING AND DEVELOPMENT COMMITTEE - TWELFTH REPORT.

It was moved by Alderman Merling and seconded by Alderman Jackson.

RESOLVED: that Section 21 be amended to include the following:

"(b) (v) That the approved Mountain Industrial Area  
Plan be amended by redesignating the subject  
lands from Restricted Industrial to Restricted  
Commercial. - CARRIED.

\* \* \* \* \*

(E) INFORMATION SYSTEMS COMMITTEE - FOURTH REPORT.

\* \* \* \* \*

(F) CITY OF HAMILTON LICENSING COMMITTEE - FOURTH REPORT.

\* \* \* \* \*

(F) CITY OF HAMILTON LICENSING COMMITTEE - FIFTH REPORT.

\* \* \* \* \*

(G) FINANCE AND ADMINISTRATION COMMITTEE - NINETEENTH REPORT.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that Alderman T. Murray be appointed Acting Mayor for the month  
of July, 1990. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole on the above Reports, as amended, and resolutions, be adopted. -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

B-68, B-69, B-70, B-71, B-72, B-73,  
C-2,  
D-68, D-69, D-70, D-71, D-72, D-73, D-74, D-75, D-76, D-77, D-78,  
D-79, D-80, D-81, D-82, D-83, D-84, D-85, D-86, D-87, D-88,  
G-35, G-37.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Gallagher in the chair.

B-68, B-69, B-70, B-71, B-72, B-73,  
C-2,  
D-68, D-69, D-70, D-71, D-72, D-73, D-74, D-75, D-76, D-77, D-78,  
D-79, D-80, D-81, D-82, D-83, D-84, D-85, D-86, D-87, D-88,  
G-35, G-37.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*



Consideration of the Bills (second reading).

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bills, be adopted. -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Jackson, Gallagher, Ross. - 11.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time:

B-68, B-69, B-70, B-71, B-72, B-73,  
C-2,  
D-68, D-69, D-70, D-71, D-72, D-73, D-74, D-75, D-76, -77, D-78,  
D-79, D-80, D-81, D-82, D-83, D-84, D-85, D-86, D-87, D-88,  
G-35, G-37.

YEAS: Aldermen Kiss, Agro, McCulloch, Hinkley, Copps, Christopherson, Agostino, Lombardo, Jackson, Gallagher, Ross. - 11.

NAYS: 0 - CARRIED.

\* \* \* \* \*

City Council adjourned at 9.05 o'clock, p.m.

\* \* \* \* \*



C O R R E S P O N D E N C E



### Correspondence

1. Resolution dated July 4, 1990, from The Corporation of the City of Chatham, re "Use of Nonrefillable Containers".

**Recommendation.**

**Be Referred to the Transport  
and Environment Committee.**

2. Resolution dated July 16, 1990, from The Corporation of the City of Burlington, expressing opposition to the proposed establishment of the Property Assessment Corporation.

**Recommendation.**

**Be Referred to the Finance and  
Administration Committee.**

3. Resolution dated July 4, 1990, from The Regional Municipality of Halton, re National Packaging Protocol (NAPP).

**Recommendation.**

**Be Referred to the Transport and  
Environment Committee.**

4. Letter dated July 12, 1990, from Mr. K. E. Avery, City Clerk, advising objection received to By-law Number 90-163 respecting property on the north-west corner of James Street North and Vine Street.

**Recommendation.**

**Be Received.**

5. Letter dated July 9, 1990, from Mr. K. E. Avery, City Clerk, advising objections received to By-law Number 90-166 respecting property at 286 Sanford Avenue North.

**Recommendation.**

**Be Received.**

6. Application dated July 23, 1990, from Vorelco Limited, 1940 Eglinton Avenue East, Scarborough, Ontario, for a change in zoning, property located at 1209-1223 Upper James Street.

**Recommendation.**

**Be Received.**

7. Application dated June 29, 1990, from Alfrin Enterprises Corporation, 720 Main Street East, Hamilton, Ontario, for a change in zoning, property located at 73 Garfield Avenue South.

**Recommendation.**

**Be Received.**



8. Application dated July 18, 1990, from 662016 Ontario Limited c.o.b as Bayfield Green Development Company, 365 Bloor St. East, #1906, Toronto, Ontario, for a change in zoning, property located at 1471 upper James Street.

Recommendation.

Be Received.

9. Application dated July 18, 1990, from Good Shepherd Non Profit Homes Inc., 412 Queen St. East, Toronto, Ontario, for a change in zoning, property located at 31, 33 and 35 Aikman Avenue.

Recommendation.

Be Received.

10. Application dated July 23, 1990, from Salci Developments, 11 Bing Crescent, Stoney Creek, Ontario, for a change in zoning, property located between Upper Sherman Avenue and Acadia Drive.

Recommendation.

Be Received.









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THE CORPORATION OF THE CITY OF CHATHAM

JUL 11 1990

P.O. BOX 640  
CHATHAM, ONT., July 4, 1990  
N7M 5K8

TREASURY	
1990 JUL 9	
ROUTE	
E.O.N.	
INTRA	
TR. B.	
G.D.	
A.N.	

*[Handwritten signatures and initials are present over the routing slip and to its right.]*

YOUR FILE \_\_\_\_\_

YOUR FILE \_\_\_\_\_

Dear Sir/Madam:

RE: USE OF NONREFILLABLE CONTAINERS

Chatham City Council at its meeting held on the 25th day of June 1990 considered a report from Administration with respect to the use of nonrefillable containers in Ontario. Council endorsed the report and adopted Resolution 90-31 dealing with this subject; a copy of the Resolution and related material has been enclosed for your information.

In accordance with the decision of Council, we request that you place the Resolution and supporting documents on your Council's agenda for their consideration and endorsement and that favourable support be expressed to the Minister of the Environment and your local M.P.P.

Thank you for your consideration of this important issue.

Yours very truly

Brian W. Knott  
Solicitor/Clerk

BWK:fl

enc



CITY OF CHATHAM

RESOLUTION 90 - 31

WHEREAS the Province of Ontario has not implemented a program of refundable deposits on soft drink containers and other nonrefillables;

AND WHEREAS nonrefillable containers contribute to the municipal waste stream and create litter problems thereby leading to increased municipal costs;

AND WHEREAS a refundable deposit system on nonrefillables would be a positive step in light of the four "R's" - reduce, re-use, recycle and recover.

BE IT THEREFORE RESOLVED that the Government of the Province of Ontario be urged to implement a refundable deposit program for all soft drink containers and other nonrefillables;

AND FURTHER that this resolution be circulated to the Premier of Ontario, the Minister of the Environment, the Minister of Municipal Affairs, our local MPP, the Association of Municipalities of Ontario, and all Ontario municipalities with a population in excess of 20,000 with a request to endorse the resolution.

MOVED BY: ALDERMAN LEE

SECONDED BY: ALDERMAN WATSON



## CITY OF CHATHAM

## SOLICITOR/CLERK DEPARTMENT

TO: City Manager  
FROM: Solicitor/Clerk  
DATE: June 21, 1990  
RE: RESOLUTION ON NONREFILLABLE CONTAINERS

---

AIM:

To comment on correspondence from the Ontario Soft Drink Association and to recommend a resolution with respect to nonrefillable containers.

BACKGROUND:

Council at its last regular meeting held on the 11th day of June 1990 referred to correspondence from the Ontario Soft Drink Association which was included in the Council information package. A copy of the correspondence has been attached for Council's information. Concerns were expressed with regard to the number of nonrefillable containers produced in Ontario and the resultant litter problem.

COMMENTS:

Council has previously taken a position with regard to the current minimum requirement relating to the use of refillable soft drink beverage containers, and the attached resolution has been forwarded to government representatives and to over one hundred municipalities. To date, 56 have responded to the resolution with 38 in support of it. The remainder are either still considering the issue or have referred it to AMO or other bodies for consideration.

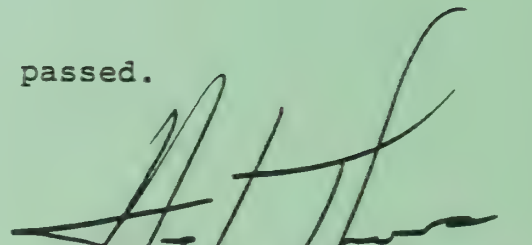
Notwithstanding the above initiatives, there is still concern with regard to the issue of nonrefillable containers. While nonrefillable containers either in aluminum can form or plastic bottle form may be a part of our daily lives, these containers contribute to the municipal waste stream and create litter problems. The end result is increased municipal costs. In order to combat this trend, consideration could be directed towards a deposit system whereby consumers are encouraged to return nonrefillable containers so that they may thereafter be reused or recycled. Such a system could be similar to that currently in place for refillable containers.



RECOMMENDATION:

That the attached resolution be passed.

  
\_\_\_\_\_  
Brian W. Knott  
Solicitor/Clerk

  
\_\_\_\_\_  
Hugh J. Thomas, P. Eng.  
City Manager

BWK:fl

attach

A:35



CITY OF CHATHAM

RESOLUTION 90-19

WHEREAS the most important of the four "R's" of reduce, re-use, recycle, and recover are reduce and re-use;

AND WHEREAS the Province of Ontario is considering reducing the minimum requirements relating to the use of refillable soft drink beverage containers;

AND WHEREAS this will permit the soft drink industry to produce non-refillable containers thereby leading to an increase in the municipal waste stream and a greater litter problem, thereby leading to increased municipal costs;

BE IT RESOLVED that the Government of the Province of Ontario be urged that as a minimum, the current minimum requirements relating to the use of refillable soft drink beverage containers, be maintained,

and

BE IT FURTHER RESOLVED that the Government of Ontario increase and strengthen these minimum requirements.

AND FURTHER that this Resolution be circulated to the Premier of Ontario, the Minister of the Environment, the Minister of Municipal Affairs, Maurice Bossy, MPP-Chatham-Kent, the Association of Municipalities of Ontario, and all Ontario municipalities with a population in excess of 20,000 with a request to endorse the Resolution.

MOVED BY: ALDERMAN WATSON

SECONDED BY: ALDERMAN SULMAN





**Ontario  
Soft Drink  
Association**

2 Sheppard Ave. East, Suite 1700 ■ Willowdale, Ontario M2N 5Y7 ■ Telephone 416/224 2555 ■ Fax 416/224 1553

*to Hugh 7 BK 5*  
**RECEIVED**

**JUN 4 1990**

*9:38 am K 1*  
**CITY OF CHATHAM**

May 28, 1990

Dear Municipality:

Recently, you may have heard through the media, or through other documentation you may have received, a lot of criticisms regarding the soft drink industry in Ontario.

You may have also heard that the soft drink industry is planning on getting rid of the refillable/returnable container. This is patently false.

Attached you will find a position paper from the Ontario Soft Drink Association (OSDA) which addresses many of the recent criticisms. In summary, the report notes:

- o refillables will not simply vanish;
- o the OSDA has publicly committed itself to preserving the availability of these packages to the consumer;
- o refillables and non-refillables will receive equal prominence in advertising;
- o we've guaranteed production and distribution of reusable bottles;
- o we've promised pricing in favour of refillable containers; and
- o we've earmarked funds for public education on the 3 Rs (reduce, reuse and recycle).

These are our commitments.

If you have any questions, please call.

Sincerely yours,

Stuart Hartley,  
Executive Director



OSDA POSITION PAPER  
IF YOU'RE NOT RECYCLING, YOU'RE THROWING IT ALL AWAY

Introduction

This position paper has been produced as a response to criticisms from several quarters relating to waste management in general, and more specifically, to the question of the future of refillable soft drink containers in Ontario.

The Ontario Soft Drink Association (OSDA) believes that the fundamental question we all face, and this applies especially to Ontario's municipalities, is how to reduce the quantities of materials we send to landfills and incinerators.

This is the bottom line of the OSDA, and it should be a central focus for municipalities. It is also the goal of the Ontario government, who have put forward the objective of reducing wastes going to landfills and incinerators by 25% by 1992 and 50% by the year 2000.

This is the challenge we all face. It is unfortunate that some people continue to place their primary emphasis on soft drink containers, as if they comprised 100% of the total waste stream. In fact, they comprise approximately 1% of the total waste stream. In spite of this small figure, we in the OSDA believe we are part of the problem, and thus, must be part of the solution.



Abandoning Refillable Containers: The RAC Resolution

Are we abandoning refillable containers? **ABSOLUTELY NOT.**

We are acting on a resolution recommended to the Minister of the Environment by his advisory group, the Recycling Advisory Committee, or RAC. The RAC resolution was unanimously agreed to by all members of the RAC -- this included representatives of municipalities (AMO), recycling operators, environmental group interests, and industry.

Ontario government regulations require the soft drink industries to sell 30% of their product in refillable containers. Unfortunately, consumers have not been buying 30% of their soft drinks in refillables. The very fact that OSDA members have not been able to meet the 30% ratio over time calls for the need for an alternative. That alternative is "interpretive compliance", which is exactly what the RAC resolution calls for.

The last four years have taught us that you can't dictate how consumers will make purchasing decisions of soft drinks. In light of this, you can't regulate industry to sell a certain percentage of soft drinks in refillable containers if the consumer isn't going to buy them.

It is possible, as well, that the psychology of using the blue box has influenced how consumers are making purchasing decisions. In markets throughout Ontario, following the introduction of the blue box, the ratio of consumer purchases of refillables has declined. This may have something to do with lack of "enviro-guilt", that is, although they are not buying a refillable, they feel good about protecting the environment by buying a container type that can be recycled.



The RAC resolution includes a number of substantive components that will ensure the soft drink industry's continued commitment, carrying on a host of initiatives to help the overall 3Rs program. These include:

- o the industry will ensure that production and distribution required to serve a minimum of 30% of the market with refillables will be maintained, to respond in the event that consumers do exert a demand for refillables at this level;
- o the industry will ensure current advertising practices which support the continued use of refillables;
- o the industry will ensure that refillables are available in at least 98% of the stores throughout the province;
- o the industry agrees to provide a pricing differential, in support of refillables, maintained at the wholesale level;
- o the industry has committed \$5 million over five years towards OMMRI II whose purpose is to expand the blue box program and prompt 3 Rs activity in the industrial, commercial and institutional sectors;
- o the industry has committed \$2 million towards an anti-litter campaign to be conducted during the period 1990 to 1993. Others industry sectors will be encouraged to also contribute to the proposed anti-litter campaign, so that the OSDA contribution will serve as "seed money";
- o the soft drink industry will spend \$1.5 million in the period from 1990 to 1993 on education efforts dealing with the 3 Rs -- reduce, reuse, and recycle. Of this amount, \$1 million will be spent on the first 2 Rs. RAC further expects that \$400,000 of this fund will be spent in 1990 to promote the environmental benefits of refillable beverage containers;
- o the industry is prepared to spend \$500,000 on an immediate action plan to provide remedial help for the support of blue box recycling programs;
- o a further \$2 million has been committed by the soft drink industry for longer term soft drink container and soft drink container material recovery programs to reduce solid waste, in consultation with RAC.



## The Arguments Rebutted

Now that we have told you what the RAC resolution really says, we would like to correct a host of misinformation that has been put forward in the recent past.

### 1. Consumer Demand

We respond to our marketplace economy. Some people would have you believe that there are few refillables on the market today, and that they will soon disappear. The reality is that there is the same volume of soft drinks purchased in refillables today as was purchased in 1985, when the Ontario government introduced the regulations requiring the soft drink industry to meet certain ratios. The ratio of refillables to non-refillables has only dropped because volume sales have increased and consumers are choosing to purchase more non-refillables.

Some people suggest that we have manipulated the marketplace by marketing and advertising practices. In reality:

- o we have gained the support of retailers to prominently display refillables, whether consumers are buying them or not.
- o we also price refillables lower, at the wholesale level, as an economic incentive for consumers to buy them.
- o section 7 of Ontario regulation 623/85 specifically prohibits off-premise advertising of non-refillables unless that same advertisement gives equal space or time to refillables. Additionally, prices in the advertisements must be shown per 100 millilitres (plus deposit) separately for refillables and non-refillables. The Ministry of the Environment monitors these ads and enforces the requirements of the regulation.



- o for home consumption, the choice remains as it has always been — a choice of refillables or non-refillables. Single serving sized soft drinks are most often purchased as beverages which one walks away with — consumers are purchasing convenience packaging for convenience reasons. While there is limited availability of single serving refillables, the soft drink industry is developing programs to capture, for recycling, single serving containers which are otherwise ending up as waste.

## 2. The Reality of Industry Leadership

The soft drink industry's leadership and contribution to the government's 3 Rs initiatives over the past four years has been substantial, and should not be neglected or minimized. These leadership attributes include:

- o establishing OMMRI (Ontario Multi-Material Recycling Inc.) contributing \$20 million over four years, and helping to establish a world class (as recognized by the United Nations Environment Program) multi-material curbside recycling program to collect much more than just soft drink containers; and,
- o acting as a catalyst and driving force to create OMMRI II (bringing voluntary contributions of \$45 million over five years), by bringing other industry groups on board to help the government meet its 25% reduction by 1992 and 50% reduction by the year 2000 initiative.

Some of our critics suggest that the motive behind the industry's support for blue box recycling was the elimination of the deposit system. The reality in Ontario is that we have always had a deposit system for refillable bottles, and we have never had a deposit system for non-refillables. Therefore, there is nothing to eliminate.



If a deposit system were implemented on all soft drink containers, and the blue box was kept in operation, it would be very costly to consumers. They would be forced to pay for the deposit system, and for the extra costs incurred through increased inefficiencies of curbside recycling programs caused by the removal of soft drink containers and the revenues derived from them. The fact is, if you removed soft drink containers from blue box systems, the cost per tonne would rise -- not drop -- unless you just stopped municipal recycling.

Furthermore, it is suggested that we wanted to consolidate our industry but couldn't do that prior to the introduction of the blue box because there "...was the requirement that soft drink containers be refillable and reusable." Again, our critics either don't know, or don't wish to share with you the facts of the situation. Prior to the introduction of blue box recycling, and imbedded into the government's 1985 regulation was the requirement to sell 40% of our product in refillables. With the growth in consumer preference for non-refillables, that ratio has eroded. To suggest that just prior to the introduction of the blue box (which has happened at an increasing rate in municipalities between 1987 and 1989) there was nothing but refillables is both fallacious and vexatious.

### 3. Industry Achievements Relating to the 3 Rs

The use of all 3 Rs -- reduce, reuse, and recycle -- is a reality in the soft drink industry.

**Reduce:** In the last decade, we have reduced the package weight of cans by 56%, of glass by 30% and of plastic by 15%.



**Reuse:** We are the only industry committed to producing a substantial volume of our product in refillable containers, and we are committed to this action in the future.

**Recycle:** Soft drink industry funds helped to establish the blue box program.

To help deal with our solid waste situation, it is important to use every weapon in our arsenal, and we believe, that includes all three Rs. To suggest that recycling is a third-rate strategy is to suggest that municipalities should not use recycling as an instrument to help reduce the quantities of waste going to landfills.

Recycling is a good method to help reduce the burden on local landfills. For instance, in 1989, the potential amount of waste created by soft drink containers was 60,000 tons. Between July 1988 -1989, the blue box program collected 180,000 tons of material (newspapers, glass, metal, aluminum and PET). Of the 180,000 tons collected, soft drink materials represent 63,000 tons. Therefore, for every pound of soft drink container sold, more than an equivalent amount of soft drink container materials is being diverted from landfill which wouldn't have happened without the blue box program.

We believe this is the direction we should be moving to deal with part of our solid waste management problems. We are proud of our accomplishments with the blue box, and we feel that other commitments we have made will also help improve the environment.



## Conclusion

Refillables will not simply vanish.

The OSDA has publicly committed itself to preserving the availability of these packages for the consumer.

Refillables and non-refillables will receive equal prominence in advertising.

We've guaranteed production and distribution of reusable bottles.

We've promised pricing in favour of refillable containers.

And we've earmarked funds for public education on the 3 Rs.

This is our commitment to reuse.

Further, we feel that if you're not recycling, you're throwing it all away. As municipalities you are:

- o throwing away a viable opportunity to reduce the quantity of materials going to landfill;
- o throwing away monies invested in a world class recycling infrastructure; and you are,
- o throwing away the inherent positive educational approach that blue box teaches homeowners and their children about recycling, which satisfies their desire to do something positive to protect the environment.





The Corporation of the  
**City of Burlington**

City Hall:  
426 Brant Street, Burlington, Ontario, Cc  
Mailing Address:  
P.O. Box 5013, Burlington, Ontario, Can

Telephone: 335-7706  
Fax No.: 335-7881

2.

July 16, 1990

RECEIVED

JUL 18 1991

CITY CLERKS

Mr. K. Avery, City Clerk  
City of Hamilton  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Dear Mr. Avery:

SUBJECT: Property Assessment Corporation  
File: 420

The Council of the Corporation of the City of Burlington at its regular meeting held on July 9, 1990 enacted the following resolution being Item No. CC-226-90:

THAT the Mayor write to the Treasurer of Ontario, the Minister of Municipal Affairs and the Minister of Revenue, expressing the City's opposition to the proposed establishment of the Property Assessment Corporation with a copy of the letter to the Region of Halton M.L.A.'s and other Municipalities with populations in excess of 50,000 and to the Association of Municipalities of Ontario, forwarding the following resolution.

"WHEREAS, the Province of Ontario assumed responsibility for Property Assessment in 1970, with the stated intention of "implementing a consistent Province-wide system";

AND WHEREAS, this is a very worthwhile objective which has only been partially achieved to date;

AND WHEREAS, reform of the Assessment System across Ontario will be inhibited if the Municipalities have to pay in future for the costs of reform;

AND WHEREAS, the expansion of the Property Assessment Function parallels the growth of the economy of the Province which is reflected in Provincial revenues for income and sales tax;

.....(continued)



CC-226-90 (continued):

AND WHEREAS, Municipalities are completely dependent upon the property tax as their sole source of taxation revenue, and are finding it increasingly difficult to fulfill their functions in the face of declining Provincial financial support and are faced with very significant increases in taxation;

NOW THEREFORE, the Council of the Corporation of the City of Burlington wishes to express its opposition to the creation of a separate Crown Corporation to administer property assessments and requests the Province not to proceed with Bill 156.

HOWEVER, if the Crown Corporation does come into being, the City of Burlington requests the Province to maintain full funding for the Property Assessment Function from its own revenue tax base".

The Corporation of the City of Burlington strongly urges that your municipality oppose the proposed establishment of the Property Assessment Corporation and that contact be made with the Provincial Government, Minister of Municipal Affairs, and your local M.P.P., expressing your City's opposition to the bill.

For your information, please find enclosed a copy of Mayor Bird's letter to the Honourable Remo Mancini, Minister of Revenue, expressing the City of Burlington's concerns on the above subject.

Yours truly,



Helen MacRae  
CITY CLERK AND EXECUTIVE  
DIRECTOR OF INFORMATION SERVICES

JAB/jm  
2929-CL2

ENCL.





The Corporation of the  
City of Burlington

City Hall:  
426 Brant Street, Burlington, Ontario, Canada  
Mailing Address:  
P.O. Box 5013, Burlington, Ontario, Canada L7R 3Z6

Telephone: 335-7653

Fax No.: 335-7877

File 420-01

July 10, 1990

The Honourable Remo Mancini,  
Minister of Revenue  
33 King Street West  
Oshawa, Ontario  
L1H 8H5

Dear Mr. Minister:

Subject: Bill 156 - An Act to Establish the  
Property Assessment Corporation

The Council of the City of Burlington has requested me to write to you expressing its grave concern with the move to establish a Property Assessment Corporation to administer the assessment system in Ontario. You will be aware that the Province of Ontario assumed the responsibility for property assessments in 1970 with the stated objective of implementing a more consistent and up-to-date assessment system. Although there have been setbacks in implementing a full market value system, you have made substantial progress in establishing uniformity and bringing in a measure of tax reform through the Section 63 Re-assessment Programme. It seems to us that this Bill, which has a stated objective of removing the assessment function from the direct responsibility and financing of the Provincial government and turning this responsibility over to a Crown Corporation which will be partially financed and administered by the municipalities, is a retrograde step. A copy of our staff report F51/90 on this subject is attached for your information. The recommendation was approved verbatim by Council.

During the present Council's term of office, we were finally able (after considerable debate) to implement a partial reform of the Assessment System, under the Section 63 Programme. There is no doubt in my mind that, if our municipality had been faced with a very substantial bill to pay for this re-assessment, it would have been the "kiss-of-death" for our tax reform efforts. We, therefore, urge you to reconsider this move which will require any enhanced services such as reform of the assessment system to be financed by user fees on the municipalities.

Along with many other municipalities, we in Burlington have had the highest increase in our mill rate in recent history (12-1/2%). This has largely been due to the effects of Provincial legislation on the School Boards, the Region of Halton and the City



Subject: Bill 156 - An Act to Establish the  
Property Assessment Corporation

- 2 -

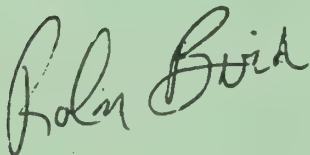
of Burlington in the areas of education, waste management, Pay Equity and health services. We are also facing a serious problem with deterioration of our downtown which can be traced in large measure to the impact of the new Commercial Concentration Levy on our parking rates.

We see the establishment of this Corporation as a further step in the downloading of responsibilities to the municipalities, which are properly a Provincial function.

We are aware that this Bill did not receive final approval in the past Session of the Legislature and will it have to be re-introduced. We strongly urge you and your colleagues to reconsider your decision in the interest of further reform of the property assessment system and the very severe financial plight of municipalities at the present time. The Province has available considerably broader and more equitable revenue sources than do the municipalities, resources which expand with growth of the economy and are much more progressive in their impact than the property tax. If municipalities are faced with financing a substantial portion of the assessment function along with the other financial responsibilities which are being placed upon us, we may well be faced with a taxpayer revolt as the impact on the average household escalates.

Mr. Minister, this letter is being addressed to you as the Minister of Revenue responsible for the assessment function. However, since this is Provincial policy, it is appropriate also to address our concerns to the Treasurer of Ontario and to the Minister of Municipal Affairs as well as advising our local M.L.A.'s and other municipalities of our position. We trust that you will give careful consideration to our concerns and respond favourably to our request.

Yours very truly,



R. L. Bird,  
Mayor

RJR:sc

c.c. attached list



The Honourable Robert F. Nixon,  
Treasurer of Ontario  
7th Floor Frost Building South  
7 Queen's Park Crescent  
Toronto, Ontario  
M7A 1Y7

The Honourable John Sweeney,  
Minister of Municipal Affairs  
17th Floor 777 Bay Street  
Toronto, Ontario  
M5G 2E5

Mr. Cam Jackson, M.L.A.  
Unit 23, 460 Brant Street  
Burlington, Ontario  
L7R 4B6

Ms. Barbara Sullivan, M.L.A.  
3067 Mainway Drive  
Burlington, Ontario  
L7M 1A1

Mr. Doug Carruthers, M.L.A.  
Suite 223 Hopedale Mall  
1515 Rebecca Street  
Oakville, Ontario  
L6L 5G8

The Association of Municipalities of Ontario  
Suite 805, 100 University Avenue  
Toronto, Ontario  
M5J 1V6

Ms. Louise Temple, Clerk  
The Regional Municipality of Halton  
P.O. Box 7000  
Oakville, Ontario  
L6J 6E1

Mr. Dan Costea, C.A.O. and Clerk  
The Town of Halton Hills  
P.O. Box 128  
Georgetown, Ontario  
L7G 4T1

Mr. William Roberts, Clerk  
The Town of Milton  
P.O. Box 1005  
Milton, Ontario  
L9T 4B6

Mr. Donald Brown, Clerk  
The Town of Oakville  
P.O. Box 310  
Oakville, Ontario  
L6J 5A6







THE REGIONAL MUNICIPALITY OF HALTON  
P.O. BOX 7000, 1151 BRONTE ROAD  
OAKVILLE, ONTARIO, CANADA L6J 6E1

LEGAL SERVICES DEPARTMENT  
REGIONAL CLERK/ADMINISTRATIVE SERVICES DIVISION  
TEL: 416/827-2151 FAX: 416/827-9869

**Ha 3.**  
*aWord*

July 4, 1990

RECEIVED

CITY CLERKS

Dear Sir/Madam:

Re: National Packaging Protocol (NAPP)

This will confirm that the Council of the Regional Municipality of Halton at its meeting held Wednesday, June 27, 1990 considered the above noted subject and subsequently endorsed the following resolution:

1. WHEREAS Canadian Municipalities are quickly approaching a crisis with respect to the disposition of solid waste; and
2. WHEREAS Canada now creates more waste per capita than any other Country in the World; and
3. WHEREAS the reduction of waste at the source is critical to any strategy to meet that solid waste crisis; and
4. WHEREAS the reduction of waste at source is the highest priority of the "three R's" of waste management; and
5. WHEREAS The National Packaging Protocol has introduced its report recommending Six (6) Packaging Policies for Canada and establishing "Milestone Targets"; and

Local Inquiries From:

BURLINGTON, MILTON  
AND OAKVILLE  
827-2151

HALTON HILLS  
ACTON  
853-0501

HALTON HILLS  
GEORGETOWN  
878-8113

BURLINGTON  
ALDERSHOT  
639-4540



6. WHEREAS the implementation of NAPP is of great importance to the municipalities, the municipalities urge the Government of Canada to put in place the necessary infrastructure to fully implement these policies and targets:
7. THEREFORE BE IT RESOLVED:
  - 1) THAT the Region of Halton fully endorses the Six (6) Packaging Policies and the Milestone Targets put forward by NAPP; and
  - 2) THAT the Federal Minister of the Environment be notified by the Regional Clerk that the Region of Halton considers the immediate implementation of the infrastructure necessary to fully implement these Policies and Targets as a high priority; and
  - 3) THAT this resolution be forwarded to the Federation of Canadian Municipalities, the Municipal Associations in all ten Provinces, the two Territories, Halton's Members of Parliament, and to all Canadian Municipalities with a population in excess of 50,000 people.

Yours very truly,



Pat Crimmins  
Committee Co-ordinator

Attach.

/sgg



## N A T I O N A L



# PACKAGING



# PROTOCOL

## Introduction

In April 1989, the then Canadian Council of Resource and Environment Ministers (CCREM) - now the Canadian Council of Ministers of the Environment (CCME) - stated:

*"Waste management is an urgent and pressing national problem. Some jurisdictions are already running out of landfill sites, in part because Canada is one of the most wasteful nations. For this purpose Ministers have instructed the Waste Management Committee of CCREM to develop a packaging policy for Canada within a broad review of solid waste management opportunities including government purchasing and recycling policies. It was agreed that targets and schedules for waste minimization be established including a fifty percent (50%) reduction in waste generation by the year 2000."*

Canada is a country rich in natural and human resources. A country able to respond to an environmental imperative, and to provide international

leadership through the better management of packaging. This document - **The National Packaging Protocol (NAPP)** - recommends six packaging policies for Canada.

The National Packaging Protocol includes the targets to be achieved, relevant background to the development of the Protocol, six policies and the key actions and schedules required to realize each.

In this document a package is defined as "a material or item that is used to protect, contain, or transport a commodity or product. A package can also be a material or item that is physically attached to a product or its container for the purpose of marketing the product or communicating information about the product."

In this document *packaging* can refer to not only the package itself but also to its design, manufacture, use and post-use management.

## Background

The per capita consumption of packaging in Canada amounts to an estimated one (1) tonne of packaging per family per year. Packaging performs a variety of valuable social uses including the prevention of spoilage, and the protection of safety and health. In the order of eighty (80) percent of the packaging used in Canada is managed through disposal - either to landfills or incinerators.

The disposal of packaging:

- represents a loss of natural resources;
- requires increasing financial expenditures to deal with materials not fully utilized;
- consumes valuable land, in order to establish disposal sites;
- creates various pollutants which may impact on surface or groundwater resources and the atmosphere;
- threatens wildlife and causes aesthetic unsightliness when discarded as litter; and,
- leaves to our children a legacy of environmental degradation.

In May 1989, the CCME commissioned a National Task Force on Packaging to develop national policies for the management of packaging. The Task Force, composed of stakeholder representatives from across the country, agreed on a set of guiding principles from which to develop a National Packaging Protocol. It was agreed the Protocol would focus on industrial, commercial and household packaging, and would be developed in consultation with key stakeholders from the federal, provincial/territorial and municipal governments, industry, environmental and consumer groups.

The Task Force focussed on the management of packaging through source reduction, reuse and recycling. It did not consider disposal options such as incineration. Also not included within the scope of this work, was the effect an intended disposal technique (eg: incineration or landfill) has on package design.

Since it first convened in June, 1989, the National Task Force on Packaging has:

- prepared a technical data base on the management of packaging; and,
- conducted a Canada - wide consultation program to involve stakeholders from across the country in the development of the policies, and to ensure regional input.

Concurrent with development of the Protocol, the Task Force commissioned technical reports entitled:

- The Technical Basis for the National Packaging Protocol: Summary Report;
- Household Consumers and Packaging;
- Packaging Application in Canada;
- Packaging Reduction, Reuse and Recycling Technology Options & Economics;
- Environmental Life Cycle of Packaging;
- Economic considerations in the development of the National Packaging Protocol;
- Legislative Initiatives Relating to Packaging and Implications for the National Packaging Protocol;
- Stakeholder Positions and Response to the Development of the National Packaging Protocol
- Agenda for Action for the National Packaging Protocol.

The result of these activities are six recommended packaging policies for Canada: **The National Packaging Protocol.**



# Packaging Policies for Canada

## **Policy #1: All packaging shall have minimal effects on the environment.**

The environmental impact of packaging extends beyond the effect of its disposal: quantity of waste is not the only issue. Resources and energy are consumed to produce and transport packaging. Consideration of broader environmental consequences should be included in an assessment of the impact of packaging.

This will be achieved through the preparation of environmental profiles for each type of package, to be followed by product re-design which minimizes adverse environmental impacts. The policy will stimulate research and the development of new packaging products which have minimal effects on the environment.

### **Actions:**

- The federal government, in consultation with a multi-stakeholder group, will undertake the development of methodologies and guidelines to be used in conducting environmental profiles of packaging, allowing users to compare packaging choices.
- Industry will undertake environmental profiles of their packaging in accordance with the above federal government guidelines, to identify the environmental impacts generated through the manufacture, use and post-use management of their packaging.
- Based on profile outcomes, industry will prepare action plans and schedules to minimize environmental impacts and manage packaging through source reduction, re-use and recycling approaches.
- A multi-stakeholder group will be established to:
  - (a) Identify research and development initiatives and priorities; and,
  - (b) Identify new business opportunities.
- Government will work with industry to identify and demonstrate new technologies which minimize the environmental impacts of packaging.

## **Policy #2: Priority will be given to the management of packaging through source reduction, reuse and recycling.**

In keeping with a policy which minimizes the environmental impacts of packaging, action will be taken to manage packaging following the hierarchy of source reduction, reuse and recycling.

### **Actions:**

- The federal government, in consultation with industry and the multi-stakeholder group, will establish a "Code of Preferred Canadian Packaging Practices" to guide industry in the design of products and the selection and design of packaging. In the development of the code, consideration shall be given to the following hierarchy:
  - 1) No packaging
  - 2) Minimal packaging
  - 3) Reusable packaging
  - 4) Recyclable packaging and packaging containing recyclable material.
- National minimum content standards will be developed by the federal government, in consultation with the multi-stakeholder group, for the inclusion of secondary/post-consumer material in packaging, recognizing health, safety, packaging product performance requirements, and regional limitations.
- Provincial and municipal governments, together with appropriate industry, will develop the infrastructure of their choice to collect and market packaging materials for reuse and recycling in order to achieve the targets of these national packaging policies.
- Industry/government partnerships will be formed to develop new and expanded markets for recycled packaging material.

## **Policy #3: A continuing campaign of information and education will be undertaken to make all Canadians aware of the function and environmental impacts of packaging.**

Responsibility for the management of packaging is a shared one. Achievement of these national packaging policy targets require the combined resources of government, industry, consumer and special interest groups. Education programs are necessary to both inform and motivate purchasers to make appropriate choices, and to support the development of a consumer society.

### **Actions:**

- Provincial governments will develop, with the multi-stakeholder group, education programs for use in schools.
- A national program will be developed by the multi-stakeholder group, to inform all Canadians of the functions and environmental impacts of packaging and to encourage environmentally sound purchasing practices.



**Policy #45: These policies will apply to all packaging used in Canada including imports.**

It is important that these national packaging policies be applied to all packaging, both domestic and imported. Regardless of its country of origin, all packaging used in Canada has the potential to require management in this country. This policy will ensure a "level playing field", preventing any packaging product from gaining a competitive advantage at the expense of the environment. Efforts must be undertaken to ensure effective monitoring of border markets against entry of non-complying products.

**Actions:**

- The federal, provincial and municipal governments will, with sensitivity to the needs of local industries, establish standards and regulations to apply these policies to all packaging used in Canada, including imports.
- The federal government will act as a liaison with other countries to promote the policies contained within this Protocol in relation to international trade.

**Policy #51: Regulations will be implemented, as necessary, to achieve compliance with these policies.**

Monitoring the progress achieved through voluntary initiatives may indicate a need for regulatory measures, to ensure that the effects of these policies are felt equally, and that targets are met.

**Action:**

- Federal and provincial governments will, with the participation of the multi-stakeholder group, enact regulations which are compatible across Canada, which specify performance requirements, targets, and deadlines for achievement consistent with these policies.

**Policy #61: All government policies and practices affecting packaging will be consistent with these national policies.**

In the environmental and other public policy areas, existing and new government policies will be reviewed to ensure consistency with these national packaging policies. Health, safety, technical and other factors will need to be assessed in order to identify conflicts or barriers to the achievement of the objectives of these policies.

**Actions:**

- Government policies and practices which impede achievement of the objectives of these packaging policies will be identified and where possible removed or modified.
- Government policies and practices such as procurement, will be developed and implemented to support the achievement of the objectives of these policies.

## Milestone Targets

**By December 31, 1990:**

All provinces must have in place a nationally coordinated data collection program to make possible the monitoring of the following targets.

**By December 31, 1992:**

Packaging sent for disposal shall be no more than eighty (80) percent of the amount sent in 1988.

**By December 31, 1996:**

Packaging sent for disposal shall be no more than sixty-five (65) percent of the amount sent in 1988.

**By December 31, 2000:**

Packaging sent for disposal shall be no more than fifty (50) percent of the amount sent in 1988.

\* FIFTY (50) PERCENT OF THESE DIVERSIONS SHALL BE ACHIEVED THROUGH NEW SOURCE REDUCTION AND NEW REUSE INITIATIVES. RECYCLING PROGRAMS SHALL MAKE UP THE REMAINDER OF THESE DIVERSIONS.

PERCENTAGE GOALS WILL BE REVIEWED ANNUALLY.

These targets are set as cumulative national goals. In some provinces, the initial target may be higher to correspond to provincial waste management goals. A regulatory framework must be in place to be implemented quickly in the event that targets are not met.

Specific targets will be established for industry sectors. In order to achieve these goals, it is incumbent upon those industry sectors unable to meet these requirements to provide adequate supporting documentation and alternate targets, one year in advance of the prescribed deadline.

Objectives and actions will be reviewed and enhanced during and beyond this time frame to achieve further diversion.

- Diversion targets to be measured by weight. Recycling programs include commercial, industrial, institutional and municipal initiatives.



# Implementation

## 1. The Canadian Council of Ministers of the Environment will monitor the implementation and effectiveness of these policies.

Monitoring is essential to determine the effectiveness of these policies in contributing to the overall goal of reducing waste by fifty (50) percent by the year 2000.

Monitoring will provide a basis for modifying these policies as necessary, and informing the public of progress.

### Action:

- A multi-stakeholder group will be established to adopt a plan of action, develop a monitoring mechanism, track progress, and prepare an annual report recommending plan modifications and target revisions.

## 2. The Canadian Council of Ministers of the Environment will determine the appropriate funding mechanism for the responsibilities of the multi-stakeholder group; other initiatives will be funded by appropriate governments and industry.

Stakeholders will ensure those objectives for which they are responsible are met. Each will identify appropriate means for financing those responsibilities. The multi-stakeholder group will have joint responsibilities related to all stakeholders.

### Actions:

The Canadian Council of Ministers of the Environment should consider a variety of funding options for multi-stakeholder activities. Among these could be:

- charges for waste sent for disposal;
- industry contributions;
- federal and provincial funding.

## Members of the National Task Force on Packaging

Canada's National Packaging Protocol is the result of extensive consultation with industry, government, consumer and environmental group representatives from across Canada. The members of the National Task Force on Packaging are:

Walter Bilawich  
Government of the Yukon

Drew Blackwell  
Federation of Canadian  
Municipalities

C.W. Brown  
Newfoundland Environment

Tim Carter  
Canadian Council of Grocery  
Distributors

Adam Ciulini  
Ontario Ministry of the  
Environment

Larry Dworkin  
Packaging Association of Canada

Dr. Fred Edgecombe  
Chairman Entire  
Society of Plastics Industry  
Environmental Plastics in Canada

Don Elsasser  
Saskatchewan Environment

Abe Finkelstein  
Environment Canada

Richard Gilbert  
Federation of Canadian  
Municipalities

David Hay (Chairman)  
Environment Canada

Jay Jackson  
Consumer & Corporate Affairs

Emery Paquin  
Government of the NWT

Pat Kane  
Alberta Environment

Shelagh Kerr  
Grocery Products Manufacturers  
of Canada

Robert Lauzon  
Environnement Quebec

Lisanne Losier  
Environment Canada

Ruth Lotskar  
Consumers Association of Canada

Mrs. A. McCaskill  
External Affairs

Janet Parkhill  
New Brunswick Environment

Denis Ryan  
Nova Scotia Environment

Kara Symbolic  
Canadian Environmental Network

Steve Shrybman  
Canadian Environmental  
Law Association

Gerry Stewart  
Prince Edward Island Environment

Jane Tector  
Agriculture Canada

Dave Thompson  
Manitoba Environment

Ron Dredger  
British Columbia Environment

For more information, please  
contact:

Waste Management Branch  
Conservation and Protection  
Environment Canada  
Ottawa, Ontario, Canada  
K1A 0H3

Canadian Council of Ministers of the  
Environment Secretariat  
4905 Dufferin Street  
Downsview, Ontario, Canada  
M3H 5T4

Consultants retained by the Task Force to assist in the development of the Protocol were:

MacLaren Engineers (Project Manager)  
Resource Systems Management International  
MWR & Associates  
The Coopers & Lybrand Consulting Group  
Recycling Development Corporation  
VHB Research and Consulting Inc.  
M.J. Ramsey + associates Inc.

The National Packaging Protocol was endorsed by The Canadian Council of Ministers of The Environment at their meeting held in Vancouver, Canada, March 20, 1990.

**CCME**

Canadian Council of Ministers of the Environment  
Le Conseil canadien des ministres de l'environnement











## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its TENTH Report for 1990 and respectfully recommends:

1.
  - (a) That a permit parking regulation be implemented on the west side of Railway Street from a point 156' north of Cannon Street to the northerly end;
  - (b) That stopping be prohibited on the east side of Railway Street from Cannon Street to the northerly end;
  - (c) That By-law No. 89-72 be amended accordingly.
  - (d) That negotiations be initiated with the President of Crescent Oil Company of Canada, to investigate the possibility of relocating the business in order to address the issue of a commercial use within a residential area.
2.
  - (a) That the subdivider be exempted from installing sidewalks on the west side of Grays Road in the Lake Park Pointe Subdivision Plan M-449.
  - (b) That if the owners of the lots on Grays Road petition the City of Hamilton to construct sidewalks within five (5) years of the date of the exemption by Council, then the subdivider shall pay 100% of all costs (both the City's share and the Owner's share) of the construction of the sidewalks under the Local Improvement Act.



3. (a) That the planning and administration of the City Roads and Sidewalk Reconstruction Programs be returned to the City Public Works Department including the current vacant position of the Planning Engineer.
- (b) That the Director of Public Works report directly to the Engineering Services Committee similar to the Director of Traffic Services.
- (c) That a staff report be prepared on the merger of City and Regional Fleet Services.
- (d) That due to City Council approval of the integration of the Legislative, By-law Enforcement and School Traffic sections, the Traffic Department remain intact as a City Department.
- (e) That in accordance with Recommendation (d), the proposed name "Roads and Traffic Department" be changed to "Roads Department" or "Transportation Department".
4. That an Option to Purchase executed by Fiorina Merone on June 20, 1990 and scheduled for closing on or before September 24, 1990 for the purchase of part of the property at 106 Fieldway Drive required by the City for the extension of Fieldway Drive from Fieldway Drive to Millwood Place, be approved and completed.

NOTE: The subject property contains 8,302.72 square feet (772.9 square metres) and is shown as Parts 1 and 2 on Plan 62R-11054. Consideration in the amount of \$1.00 has been paid to the owners and forms part of the purchase price. The purchase price of \$2.00 is to be charged to Account No. CF5698 528946015.

5. That a purchase order be issued to Acme Sign Blanks, Etobicoke, for the supply and delivery of Sign Blanks as and when required during 1990 for the Traffic Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, as follows:

900mm	x	424mm	x	0.125	\$	46.51	each
900mm	x	373mm	x	0.125		43.66	each
30cm	x	45cm	x	.081		7.99	each
75cm	x	75cm	x	.081		19.90	each
90cm	x	90cm	x	.081		33.60	each

NOTE: Lowest of two (2) tenders received. Funds provided in Traffic Sign Materials Account No. CH56154 75999.



6. That a purchase order be issued to Rantex Brushes Inc., Barrie, Ontario to supply broom stock for street sweepers at the following unit prices:

Pickup Brooms	\$ 379.00	
Quick Change Gutter Brooms	90.00	
Straight Wire Sections	10.04	and
Poly Sections	7.34	
plus 8% O.S.T.		

In accordance with specifications issued by the Manager of Purchasing and Vendor's Tender

NOTE: Lowest acceptable tender of three received. Funds provided in Automotive Parts Account No. CH56702 64105.

7. That a purchase order be issued to Blenkhorn & Sawle Limited, Hamilton for the supply and installation of a Heated Air Return System for a total cost of \$49,072.00 plus a \$5,000.00 contingency, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest acceptable tender of three received. Funds provided in Fleet Services Renovation and Ventilation Account No. CF5200 649041012.

8. That the local Approvals Branch of the Ministry of the Environment (M.O.E.) be informed that:

- (a) The City of Hamilton has reviewed the Hotz and Sons formal application to the M.O.E. for a Certificate of Approval to operate a Transfer and Materials Recovery Station at 245 Lottridge Street in Hamilton, and have determined that all operational conditions specified in their detailed submission are generally in keeping with local requirements, with the exception of a number of technical issues identified by City of Hamilton and Regional staff, and should be recognized as part of the City's response to the Ministry;
- (b) The City of Hamilton will provide favourable support to the proponent's application provided that Hotz and Sons takes remedial actions to satisfy the operational requirements identified by staff, and that Hotz and Sons complies with the following four (4) conditions detailed in their April 23, 1990 correspondence to the Region in which they detail specific waste tonnage delivery limitations:



- (i) Hotz and Sons will not increase the percentage of tonnage being sent to the transfer stations;
    - (ii) Hotz and Sons will accept a tonnage level, established by the Region;
    - (iii) Hotz and Sons will send only incinerable waste (as defined by the Region) to the transfer stations;
    - (iv) Hotz and Sons will not send any waste from its' transfer station to Hamilton-Wentworth transfer stations.
  - (c) The City of Hamilton concurs with the Ministry of the Environment's position that "a hearing by the Environmental Assessment Board under the Environmental Protection Act is not warranted".
- 9.
- (a) That the City lands be incorporated into the various streets as noted in Schedule "A", appended hereto.
  - (b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.
  - (c) That the Commissioner of Engineering be authorized and directed to register the By-laws.
- 10.
- (a) That the action of the Commissioner of Engineering in authorizing the application of the Concession Street B.I.A. to temporarily close Summit Street between Concession Street and Mountain Park Drive on Saturday July 14, 1990 from 9:00 a.m. to 4:00 p.m. to hold a sidewalk sale, be approved, subject to the following conditions:
    - (i) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
    - (ii) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;



- (iii) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the Region;
- (iv) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the Region harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
- (v) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
- (vi) That no property owner or resident within the barricaded area be denied access to their property if requested.
- (vii) That all property owners and tenants along the closed portion of the route be notified of the closures by the applicant at least three weeks prior to the event in a form acceptable to the Commissioner of Engineering.

11. That the following City Streets be closed from 10:00 a.m. to 2:00 p.m. on Friday, September 28, 1990, in order that Hollis Communications Inc. may hold a bicycle race:

- (i) Hess Street between Main Street and Hunter Street
- (ii) Caroline Street between Main Street and Hunter Street
- (iii) MacNab Street between King Street and Hunter Street
- (iv) Hughson Street between Main Street and Hunter Street
- (v) Catharine Street between Main Street and Hunter Street
- (vi) Walnut Street between Main Street and Hunter Street
- (vii) Hunter Street from Queen Street to Walnut Street

during the pleasure of City Council provided:

- (a) That Council of the Region of Hamilton-Wentworth approve the proposal;



- (b) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (c) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (d) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
  - (e) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
  - (f) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; however no vehicular traffic will be permitted on the race course between 10:00 a.m. to 2:00 p.m. on the race day.
  - (h) That all property owners and tenants along the closed portion of the route be notified of the closure by the applicant at least three weeks prior to the event in a form acceptable to the Commissioner of Engineering.
12. (a) That subject to funding, the construction of independent concrete sidewalks at the following locations be proceeded with as a local improvement pursuant to Section 12 of the Local Improvement Act, at an estimated gross cost of \$120,225.63 as provided for in the 1990 portion of the 1990 - 1994 Capital Budget as Project No. 041-30000 - City share (\$27,657.63) and Project No. 210-30000 - Owner's share (\$92,568.00), be approved.
- (i) Upper Paradise Road, east side, from Stone Church Road West to Gemini Drive;



- (ii) Upper Paradise Road, west side, from approximately 80 metres north of Stone Church Road West to approximately 130 metres north of Stone Church Road West;
  - (iii) Upper Paradise Road, east side, from approximately 30 metres north of Gemini Drive to approximately 105 metres north of Gemini Drive;
  - (iv) Upper Paradise Road, west side, from approximately 40 metres north of Novoco Drive to approximately 85 metres south of Trevi Road;
  - (v) Upper Paradise Road, east side, from approximately 45 metres south of Greenshire Drive to Greenshire Drive;
  - (vi) Upper Paradise Road, west side, from the south limit to the north limit of 726 Upper Paradise Road;
  - (vii) Upper Paradise Road, west side, from the south limit to the north limit of 716 Upper Paradise Road;
  - (viii) Upper Paradise Road, west side, from Gosford Drive to approximately 125 metres north of Gosford Drive;
  - (ix) Upper Paradise Road, east and west side, between the limits of the Freeway Lands;
  - (x) Upper Paradise Road, east side, from the south limit of 635 Upper Paradise Road to 29 metres south of the north limit of 615 Upper Paradise Road;
  - (xi) Upper Paradise Road, west side, from the north limit of the Freeway Lands to the south limit of 632 Upper Paradise Road; and
  - (xii) Upper Paradise Road, west side, from 115 metres north of Hadeland Avenue to a point 190 metres north of Hadeland Avenue.
- (b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project.
  - (c) That the Commissioner of Engineering be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and,
  - (d) That the City Clerk and City Treasurer be directed to give the necessary notice of the Council's intention to undertake these works.



13. (a) That the decorative light fixtures on John and Hughson Streets within the Downtown Core be replaced at a total cost to the City of twenty-seven thousand, four hundred and seventy-one dollars and fifty cents (\$27,471.50) to be funded from Account No. 52045 56325 (Street Lighting Electrical Services), 1990 Current Budget.
- (b) That the Acting Commissioner of Engineering be authorized to issue a purchase order to Weinmann Electric Limited from Fort Erie, Ontario in the amount of twenty-seven thousand, four hundred and seventy-one dollars and fifty cents (\$27,471.50) to complete this work.
14. That the curb at the north-east corner of MacNab Street and York Boulevard be altered to permit two-way operation of MacNab Street, and that the Commissioner of Engineering be authorized to undertake this work at an estimated cost of \$15,000.00 as part of the 1990 Reconstruction Programme.
15. That the Chairman or his designate be authorized to attend the Water Pollution Control Federation Conference to take place on October 7 to October 11, 1990 in Washington, D.C.
16. (a) That the existing residential boulevard parking agreement registered as Instrument No. 333446 C.D. to the property at No. 80 Somerset Avenue be discharged, at the property owner's expense; and
- (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
17. (a) That a school crossing guard be assigned to the intersection of Locke Street North and Peter Street; and
- (b) That the summer school crossing guard at the intersection of Locke Street and Napier Street relocated to the intersection of Locke Street and Peter Street for the summer of 1991.



18. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the north side of Ravenbury Drive which commences five feet east of the extended curb line of Rama Court and extends to a point 80 feet easterly therefrom be relocated such that the regulation commences 37 feet east of the extended curb line of Rama Court and extends to a point 80 feet easterly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
19. (a) That Chatham Street be designated as a truck route between Dundurn Street and Frid Street; and
- (b) That the Frid Street be designated as a truck route from Chatham Street to Main Street West; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
20. (a) That a taxi stand to be in effect from 7:00 a.m. to 6:00 p.m., Monday to Saturday, be implemented on the east side of East 36th Street commencing at a point 158 feet north of Munn Street and extending to a point 44 feet northerly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
21. (a) That the application by Dismatsek Holdings Inc. to lease a portion of the boulevard of Melbourne Street adjacent to 190 Locke Street South be approved, provided that:
- (i) The applicant pays the annual fee in accordance with the fee structure approved by the City Council on March 25, 1986 (current rate is \$106.70 per year) plus taxes, if any, in addition to the \$10.00 encroachment insurance charge approved by the City Council on February 14, 1984.
- (ii) The owner pays a one time \$25.00 registration fee, as approved by the City Council on January 14, 1986.



- (iii) The owner pays a one time \$160.05 processing fee, as approved by the City Council on March 27, 1990.
  - (iv) The owner complies with the requirements as set out in the policy approved by the City Council on June 24, 1975 respecting using a portion of the road allowance for parking purposes.
  - (v) The parking area be constructed and maintained at the owner's expense.
  - (vi) The owner executes an agreement satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
22. That \$35 000.00 from the 1990 City Road Reconstruction Program Budget be redirected to the installation of a traffic signal on Limeridge Road at St. Jerome's School.
23. (a) That the application of the North End Children's Centre Inc., owner of 75 Hillyard Street to construct and maintain an encroachment consisting of a wheelchair ramp and existing steps be approved during the pleasure of City Council provided:
- (i) That a first year fee of \$131.00 and subsequent annual fee of \$12.00 be set for this privilege.
  - (ii) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement this agreement.
- (b) That the existing boulevard parking agreement be discharged, at the property owner's expense, and that the City Solicitor be directed to prepare the necessary documents; and
- (c) That the owner be permitted to execute a revised boulevard parking agreement, provided that:



- (i) The applicant pays the annual fee in accordance with the fee structure approved by the City Council on March 25, 1986 (current rate is \$106.70) plus taxes, if any, in addition to the \$10.00 encroachment insurance charge approved by the City Council on February 14, 1984.
- (ii) The owner pays a one time \$25.00 registration fee, as approved by the City Council on January 14, 1986.
- (iii) The owner pays a one time \$106.05 processing fee, as approved by the City Council on March 27, 1990.
- (iv) The owner complies with the requirements as set out in the policy approved by the City Council on June 24, 1975 respecting using a portion of road allowance for parking purposes.
- (v) The parking area be constructed and maintained at the owner's expense.
- (d) The owner executes agreements satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

24. That the City Traffic By-law No. 89-72 be amended to provide for the following:

- (a) That parking be prohibited on the east side of Belview Avenue commencing at a point 276 feet south of Barton Street and extending to a point 128 feet southerly therefrom.
- (b) That parking be prohibited on the east side of Upper Sherman Avenue from Mountain Park Avenue to a point 84 feet southerly therefrom.
- (c) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the south side of Forest Avenue between Wellington Street and Aurora Street.



- (d) That parking be prohibited on the west side of Elora Drive from Elmira Drive to a point 123 feet northerly therefrom.
- (e)
  - (i) That a "Permit Parking" regulation be implemented on the east side of Springer Avenue between Maplewood Avenue and Main Street East; and
  - (ii) That the Director of Traffic Services be authorized to issue one parking permit, upon request, to eligible applicants residing in numbers 17, 21, 23, 25, 31 and 33 Springer and one parking permit to 87 Maplewood Avenue, and two parking permits to the resident and 29 Springer; and
  - (iii) That in the future, if parking permits are available, the Director of Traffic Services be authorized to redistribute parking permits to other eligible applicants residing in the block, on a first come first served basis, provided that the maximum of 10 permits is not exceeded.
- (f) That, a "One Hour Parking Time Limit" regulation to be in effect 24 hours a day, seven days a week, be implemented on both sides of the Moxley Drive between Gatineau Drive and Rideau Crescent.
- (g) That a "Two Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of Hillyard Street commencing at the north end and extending to a point 296 feet southerly therefrom.
- (h) That, in combination with the existing "Alternate Side Parking" regulation, a "One Hour Parking Time Limit, 8 a.m. to 6 p.m., Monday to Friday" regulation be implemented on both sides of Normandy Road between Auburn Avenue and Rodgers Road.
- (i) That a "Three Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the north side of Canada Street between Ray Street and Pearl Street.
- (j) That the existing "No Parking 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the west side of Hummingbird Lane between Skylark Drive and Bobolink Road be removed.



- (k) That a "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of James Street North between Burlington Street and Guise Street.
- (l)
  - (i) That the existing "Alternate Side Parking" regulation on Holton Avenue South between Cumberland Avenue and the south end be removed; and
  - (ii) The parking be prohibited on the east side of Holton Avenue South between Cumberland Avenue and the south end.
- (m) That parking be prohibited on the east side of East 43rd Street between Deer Avenue and Queensdale Avenue East.
- (n) That parking be prohibited on the east side of East 22nd Street from Fennell Avenue to a point 222 feet southerly therefrom.
- (o) That the existing "No Parking, 8:00 a.m. to 4:00 p.m.; Monday to Friday" regulation on both sides of West 35th Street between Bendamere Avenue and the south end be replaced with an "Alternate Side Parking" regulation in conjunction with a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulations such that parking is prohibited on the east side of the street during the winter months.
- (p) That a "One Hour Parking Time Limit" regulation be implemented on both sides of West 33rd Street between Bendamere Avenue and Leslie Avenue.
- (q) That parking be prohibited on the west side of Viewpoint Avenue commencing at Mountain Park Avenue and extending to a point 93 feet southerly therefrom.
- (r)
  - (i) That a "Permit Parking" regulation be implemented on the west side of Elgin Street commencing at a point 93 feet south of Robert Street and extending to a point 20 feet southerly therefrom; and
  - (ii) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Patrick Lloyd, 109 Elgin Street.



- (s) (i) That stopping be prohibited on the south side of Barclay Street commencing at Paisley Avenue and extending to a point 67 feet westerly therefrom and from Paisley Avenue to a point 53 feet easterly therefrom; and
- (ii) That stopping be prohibited on the south side of Barclay Street commencing at Newton Avenue and extending to a point 88 feet westerly therefrom and from Newton Avenue to a point 61 feet easterly therefrom.
- (t) (i) That, the existing "Permit Parking" regulation on the east side of Grant Avenue between Stinson Street and Alanson Street be shortened such that the regulation commences at a point 95 feet south of Stinson Street and extends to Alanson Street; and
- (ii) That the Director of Traffic Services be authorized to redistribute parking permits to eligible applicants residing in the block on a first come, first served basis provided that the maximum number of 6 permits is not exceeded.
- (u) That northbound traffic on Arlington Road be required to stop for eastbound and westbound traffic on Glendee Road.
- (v) (i) That southbound traffic on Arno Street be required to stop for eastbound and westbound traffic on Templemead Drive; and
- (ii) That northbound traffic on Arno Street be required to stop for eastbound and westbound traffic on Anna Capri Drive.
- (w) That three-way stop control be implemented at the intersection of Atherley Drive and Rexford Drive.
- (x) That four-way stop control be implemented at the intersection of Monterey Avenue and Wexford Avenue.



- (y) (i) That southbound traffic on Sorrento Place be required to stop for eastbound and westbound traffic on Como Drive; and
  - (ii) That eastbound and westbound traffic on Como Drive be required to stop for northbound and southbound traffic on Torino Drive.
  - (z) That southbound traffic on Cavell Avenue be required to stop for eastbound and westbound traffic on Primrose Avenue.
  - (aa) That a 3-way stop control be implemented at the intersection of Princip Street and Rexford Drive.
  - (bb) That a one hour parking time limit 8:00 a.m. to 6:00 p.m., Monday to Saturday regulation be implemented on both sides of Augusta Street between Catharine and John Streets.
25. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first six applicants residing in the building at No. 115 Strathcona Street North.
26. That the Director of Traffic Services be authorized to issue a time limit exemption permit to Mr. Ian Sharp, 401 - 150 Market Street.
27. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first seven applicants residing in the building at No. 169 Park Row South.
28. (a) That one of the two parking permits presently issued to Ms. Linda Sedore, 46 Hess Street North, be cancelled; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Rich Knuckle, 43 Hess Street North.



29. That the positions in the Fleet Services Division of the Public Works Department be re-structured as follows to update the job descriptions and be forwarded to the Human Resources Department for rating:
- (a) Declare the two existing positions - Parts and Inventory Clerk and Assistant Parts and Inventory Clerk and Assistant Parts and Inventory Clerk, redundant; and
  - (b) Approve the creation of two new positions - Automotive Parts Clerks, at the same level.
30. That leave be granted to introduce the following Bills:
- |            |  |
|------------|--|
| Bill A-100 | A By-law to Incorporate Part 1, Plan 62R-10711 into Butler Drive                           |
| Bill A-101 | A By-law to Incorporate Block "AX" Plan M-145 into Anna Capri Drive                        |
| Bill A-102 | A By-law to Incorporate Block 73, Plan 62M-633 into Byng Street                            |
| Bill A-103 | A By-law to Incorporate Reserve "B", Registered Plan No. 944 into Byng Street              |
| Bill A-104 | A By-law to Incorporate Part 7, Plan 62R-10132 into Dragoon Drive                          |
| Bill A-105 | A By-law to Incorporate Part 1 on Plan 62R-9960 into Limeridge Road East                   |
| Bill A-106 | A By-law to Incorporate Part 8, Plan 62R-6969 into Silverton Drive                         |
| Bill A-107 | A By-law to Incorporate Part 1, Plan 62R-9668 and Part 1, Plan 62R-11157 into Aquila Place |
| Bill A-108 | A By-law to Incorporate Parts 1 and 2, Plan 62R-9645 into Aquila Place                     |
| Bill A-109 | A By-law to Incorporate Part 2, Plan 62R-10203 into Rexford Drive                          |
| Bill A-110 | A By-law to Incorporate Part of Block 84, Plan 62M-603 into Alconbury Drive                |



Bill A-111	A By-law to Incorporate all of Block 20, Plan 62M-551 into Rondeau Street
Bill A-112	A By-law to Incorporate Block 124, Plan 62M-516, Block 147, 62M-516, and Part of Block 146, Plan 62M-502 into Brigade Drive
Bill A-113	A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic
Bill A-114	A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

Respectfully Submitted,

ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE

T. Agnello, Secretary  
June 18, 1990  
July 23, 1990



SCHEDULE "A"

<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Butler Drive	Part of Lot 9 Con. 8, (formerly Barton Township) designated as Part 1, Plan 62R-10711	N/A	To complete the final width of Butler Drive and hook-up Butler Drive (as established by By-Law No. 10517 and Butler Drive on plan 62M-661	S701-53
Anna Capri	Part of Block "AX", Plan M-145, west of that portion of Block "AX" (already incorp. into Anna Capri Drive by City of Hamilton By-Law No. 84-184	N/A	To provide access to Capri Drive, Plan M-145 from Parts of Lot 6, Con. 8 (Barton Twp.) designated as Parts 3, 5, 7, 9, 11&13, Plan 62R-11218	S701-41
Byng Street	Block 73, Plan 62M-633	N/A	To provide hook-up and access from Byng Street, Plan 62M-633 with Byng Street, Plan 62M-663	S715-24 S715-25
Byng Street	Reserve "B", Registered Plan No. 944	N/A	To provide hook-up and access from Byng Street, Plan 62M-663 and Byng Street, Registered Plan No. 944	S715-2
Dragoon Drive	Part of Parcel 11-5, Section Bar.8(c), being part of Lot 12, Conc. 8, former Township of Barton subject to an easement as outlined in Inst. No. 219249L.T.	N/A	To provide hook-up and access from Dragoon Drive Plan 62M-589 and Upper Wellington Street	S723-3

Schedule "A" as  
referred to in Section 9  
of the TENTH Report  
of the Transport and  
Environment Committee



<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Limeridge Rd. E.	Part of Lot 11, Conc. 7, (formerly Barton Township) designated as Part 1 on Plan 62R-9960	N/A	To provide access to & from Part 2, Plan 62R-9960 and complete final width of Limeridge Road on the south side	S610-03
Silverton Drive	Part of Lot 5, Conc. 8 formerly Barton Township, designated as Part 8, Plan 62R-6969	N/A	To complete the final width of Silverton Avenue & provide access to & from Plan 62M-653	S610-01 S610-03
Aquila Place	Parts of Lot 11, Conc. 7 formerly Barton Township designated as Part 1, Plan 62R-9668 and Part 1, Plan 62R-11157	N/A	To complete the final width of Aquila Place & provide access to and from Parts 1,2,3, Plan 62R-11157 to Aquila Place as shown on Plan 62M-579	S610-01 S610-03
Aquila Place	Parts of Lot 11, Conc. 7 formerly Barton Township designated as Parts 1 and 2, Plan 62R-9645	N/A	To complete the final width of Aquila Place and provide access from Part 1, Plan 62R-5631 to to Aquila Place as shown on Plan 62M-579	S610-01 S610-03



<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Rexford Drive	Part of Lot 3, Registered Plan 1059 designated as Part 2 on Plan 62R-10203	N/A	To provide the hook-up between the two portions of Rexford Drive as shown on Plan 62M-657	S610-03
Alconbury Drive	Part of Block 84, Plan 62M-603, designated as Part 2 on Plan 62R-10608	N/A	To complete the final width of Alconbury Drive Plan 62M-603 and provide access to & from Plan 62M-657	S708-54
Rondeau Street	All of Parcel Reserve -1, Section 62M-551, All of Block 20, Plan 62M-551	N/A	To complete the final width of Rondeau Street Plan 62M-551 & provide access & hook-up between Rexford Drive, Plan 62M-551 & Rexford Drive, Plan 62M-657	S718-54 S718-64
Brigade Drive	Block 124, Plan 62M-516, Block 147, 62M-502, and part of Block 146, Plan 62M-502	N/A	To repeal a previous By-Law No. 89-257, because the Registry Office would not accept the metes and bounds description contained in Schedule "A"	S723-34 S723-37











## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its FOURTEENTH Report for 1990 and respectfully recommends:

1. That a purchase order be issued to J. K. Jouprien Heritage Consultants, St. Catharines, in the amount of \$12 506 for the Archaeological Survey, Dundurn Castle in accordance with specifications issued by the Manager of Purchasing and Vendor's Proposal.

NOTE: Lowest of two (2) quotations received. Funds provided in Fees for Consultants Account No. CH55406 71001.

2. That the position of Stenographer IV in the Parks Division be declared redundant; and that the position of Stenographer II be created and approved to adjust the responsibilities and the workload more evenly within the Administrative Section of the Parks Division of the Public Works Department.
3. (a) That an Option to Purchase executed by Starward Homes Limited on 1990 July 9 and scheduled for closing on or before 1990 October 9, for the purchase of lands required for the Gourley Neighbourhood Park be approved and completed.

The conditions set out below form part of this agreement:

It is understood and agreed that this Option to Purchase is conditional upon the simultaneous closing of the Offer to Purchase agreement between the City of Hamilton and Starward Homes Limited for the lands described as parts 1 and 8, Plan 62R-10500.

It is further understood and agreed that the City shall grant a "Parkland Credit" of exactly one (1) acre to Starward Homes Limited that may be used towards satisfying the 5% cash-in-lieu requirements of Section 41, 50 and 52 of the Planning Act for such future residential developments that Starward Homes Limited may undertake in the Gourley, Gilkson, Kernighan or Sheldon Planning Neighbourhoods.

It is further understood and agreed that the City shall grant an easement for storm and sanitary sewers to Starward Homes Limited over that part of the subject lands in the location shown on Schedule "C" hereto attached subject to the compensation payable for same being mutually satisfactory to the City and Starward Homes Limited.



The purchase price of \$1 074 500 is to be charged to Account No. 5X306 00201.

NOTE: The subject property contains 2.89 hectares (7.14 acres) and is composed of part of Lot 17, Concession 7, in the Geographic Township of Barton, more particularly described as Parts 1 and 2, on a plan prepared by A. J. Clarke and Associated Ltd. on 1990 June 15 and numbered E-10075. Consideration in the amount of \$1 has been paid to the owners and forms part of the purchase price.

- (b) That an Offer to Purchase executed by Starward Homes Limited on 1990 July 9, and scheduled for closing on or before 1990 October 9, for the purchase of City lands no longer required for the Gourley Park be approved and completed.

The conditions set out below form part of this agreement:

It is understood and agreed that this Offer to Purchase is conditional upon the simultaneous closing of the Option to Purchase agreement between the City of Hamilton and Starward Homes Limited for the lands described as part of Lot 17, Concession 7 in the Geographic Township of Barton, which are shown as parts 1 and 2, on a plan prepared by A.J. Clarke and Associated Ltd. on 1990 June 15, and number E-10075. The revenues of the sale in the one amount of \$495 775 are to be charged to Account No. 4X50100201.

NOTE: The subject property contains 1.013 hectares (2.502 acres) and is composed of part of Lot 17, Concession 7, in the Geographic Township of Barton, more particularly described as parts 1 and 8, Plan 62R-105005. Consideration in the amount of \$1 has been paid to the owners and forms part of the purchase price.

4. That \$27 000 be transferred from the 5% Parkland Dedication Account No. CH00201 to the Crown Point East Priority Parkland Account No. CF5590628650001.

NOTE: For the information of the Members of City Council, the Parks and Recreation Committee at its meeting held 1990 July 23 approved the following recommendation with respect to Priority One Parks.

"That the Parks Staff Advisory Committee be requested to conduct a complete review of priority one parkland acquisition. Further, the report should include a review of the Priority One Park in the Crown Point East Neighbourhood including a comprehensive history of the park, acquisitions to date, public participation etc."



5. (a) That approval be given for a floor safe installation at the Norman Lewis Recreation Centre, in accordance with the recommendation from the City Treasurer as it relates to cash controls and fiscal security.
- (b) That the estimated amount of \$700 be approved from Account No. 56333 70020.

6. That the hosting of the Canadian Dairy Cycling Challenge in the City of Hamilton on Friday, 1990 September 28 be endorsed, subject to the following terms and conditions:

- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as Additional insured be provided.
- (b) That the event organizers, Hollis Communications Inc., meet all the requirements of the Regional Municipality of Hamilton-Wentworth for a temporary street closure.
- (c) That the applicant be responsible to make arrangements with the Regional and Municipal Departments for all technical support necessary in staging this event.

NOTE: Conditions of the Hamilton-Wentworth Regional Police include barricading, signing and traffic control. Applicants are subject to permit passage of vehicles for the proper and orderly access of traffic and emergency vehicles.

7. (a) That permission be granted to the Multiple Sclerosis Society of Canada to sell beer, in conjunction with the Hamilton Police Association tournament, scheduled at Globe Park on the following dates, 1990 July 28th and 29th, subject to the following terms and conditions:

- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
- ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
- iii. That the Concessionaire be contacted to make the necessary arrangements for the provision of food.
- iv. That the applicant assume responsibility for all labour related costs as a result of this event.



iv. That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicants expense.

(b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

**NOTE:** Approval is required pursuant to Parks By-law 77-221.

8. That the permission be granted to the Hamilton Campus of the Toronto School of Business and the Bach Elgar Choir to serve food and alcoholic beverages in Dundurn Park on 1990 September 22, in conjunction with the Bach Elgar Western Barbecue, subject to the following terms and conditions:

(a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured.

(b) That the applicant assume responsibility for all labour-related charges associated with the event (set-up, dismantling, clean-up, etc.)

(c) That alcoholic beverages be served in the confined area of the pavilion.

(d) That the applicant adhere to all regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.

(e) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.

9. That approval be given of the action taken by the Director of Culture and Recreation, to allow the Hostess Frito-Lay Company to sell beer on the occasion of their Slo-Pitch Tournament to be held at Globe Park on Saturday, 1991 July 21, subject to the following terms and conditions:

(a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insure, be provided.

(b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

(c) That the applicant assume responsibility for all labour related costs as a result of this event.

(d) That the concessionaire be contacted to make the necessary arrangements for the provision of food.



10. That the City of Hamilton endorse the proposed Act on the Professional Status of the Artist - The Canadian Artist's Code and that this resolution be forwarded to the Federal Communications Minister, The Honourable Marcel Masse.

NOTE: Copies of the proposed Act on the Professional Status of the Artist's - The Canadian Artist's Code available in the office of the Secretary of the Parks and Recreation Committee.

11. That the Hamilton Redbirds, Hamilton Baseball Associates Inc., be granted permission to sell food and beer at Bernie Arbour Stadium for the games on August 3, 16, 17, 18, 19, 20, 28 and 31, subject to the following terms and conditions:

- (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury naming the City as co-insured be provided.
- (b) That the applicant assume responsibility for all labour charges associated with the events (set-up, clean-up, etc.)
- (c) That beer be served in a fenced and confined area, in accordance with the L.L.B.O. regulations.
- (d) That the applicant adhere to all regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
- (e) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.
- (f) That each date be contingent upon the supervision and orderly conduct of the previous date.

12. (a) That the City of Hamilton accept title from Chedoke Health Corporation for six (6) acres, more or less, of vacant land forming part of 472 Sanatorium Road, part of Lot 56 and 57, Concession 2, formerly in the Township of Ancaster, now in the City of Hamilton for the sum of \$1.
- (b) That the City of Hamilton accept for the sum of \$1, title from the Chedoke Health Corporation for a 26 metre road allowance and lands required for intersection improvements at Rice Avenue of which Chedmac Drive forms a part.
- (c) Chedoke Health Corporation will allow the City to discharge its storm water onto the Corporation's remaining lands until such time as storm sewers are available to the arena site.



- (d) Chedoke Health Corporation will grant the City of Hamilton an Option to Purchase for a two (2) year period for an additional four (4) acres of adjoining vacant lands to the arena site. This will be required for a proposed Aquatic Centre. The Purchase Price of the four (4) acres, if the Option to Purchase is exercised, will be \$1. The Agreement of Conveyance will contain provisions for a shared use of the proposed Aquatic Centre.
- (e) i. That the appropriate staff be directed to proceed as expeditiously as possible in preparing the plans for the proposed arena.
- ii. That the Finance and Administration Committee be requested to recommend the method of financing for the cost of the survey, soil test and preliminary design investigation work which is estimated at \$75 000.
- (f) i. That the Manager of the Real Estate Division of the Property Department be authorized to finalize all necessary agreements required with the Chedoke Health Corporation to implement these recommendations.
- ii. The agreement will contain provisions that the Chedoke Health Corporation or its successors and assigns will be responsible for normal development charges associated with Chedmac Drive, if and when their remaining lands are developed. The charges will be based in accordance with existing City policies at that time.
- iii. The agreement will also contain a proviso that Chedoke Health Corporation will assume normal development charges and costs associated with the future intersection improvements that might be slated for Rice Avenue and Chedmac Drive.
- (g) That the Mayor and City Clerk be authorized to execute any agreements required in a form satisfactory to the City Solicitor.
- (h) That an Arena Construction Sub-Committee be appointed and further, that Alderman Murray and Alderman Jackson be appointed to the Sub-Committee.

RESPECTFULLY SUBMITTED,

Lynn Dale,  
Secretary

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

1990 July 24











## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its THIRTEENTH Report for 1990 and respectfully recommends:

1. That a repayable loan under the Commercial Facade Loan Programme, in the amount of fourteen thousand, seven hundred and ninety-four dollars (\$14,794.) be approved for 411-413 Barton Street East, Maria & Salvatore Mancuso. The interest rate will be 7-3/8 percent, amortized over 10 years.
2. That a repayable loan under the Commercial Facade Loan Programme, in the amount of twenty-five thousand, nine hundred and eighty-eight dollars (\$25,988.) be approved for 407-409 Barton Street East, Maria & Salvatore Mancuso. The interest rate will be 7-3/8 percent, amortized over 10 years.
3. That the Designated Property Grant in the amount of \$250. approved in 1989 be rescinded and the following substituted:
  - (a) That a repayable loan under the Community Heritage Trust Fund in the amount of eight hundred and thirty dollars (\$830.) be approved for Helen Kirkpatrick and Thomas Baker, 256-258 MacNab Street North, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of eight hundred and thirty dollars (\$830.) be provided to Helen Kirkpatrick and Thomas Baker, 256-258 MacNab Street North, Hamilton.
4. That the City of Hamilton accept the sum of \$87,320. as cash payment in lieu of the 5% dedication in connection with South Hill Subdivision, Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper James Street and south of Rymal Road West in the Kennedy East Neighbourhood, Hamilton.



5. That approval be given to application 25CDM-90003, Mahabir Homes Limited, owner, to establish a draft plan of condominium located at the south side of Limeridge Road East, west of Upper Wentworth Street, subject to the following:
  - (a) That this approval apply to the plan prepared by A. T. McLaren Limited, dated 1990 January 8, showing 26 townhouse units.
  - (b) That the owner satisfy the financial requirements of the Regional Municipality of Hamilton-Wentworth.
6. That the Building Commissioner be authorized to issue demolition permits for the following properties:
  - (a) 783 Concession Street
  - (b) 785 Concession Street
  - (c) 791 Concession Street
  - (d) 99 Alpine Avenue
  - (e) 592 Stone Church Road East
7. That, the 1990 Business Development Seminar be held 1990 October 23 at the Royal Connaught Hotel at an estimated cost of ten thousand dollars (\$10,000.).

NOTE: A sponsorship programme with anticipation of reducing the cost substantially to the City of Hamilton has been introduced. Last year's expenditure amounted to eight thousand, seven hundred and eighty-five dollars (\$8,785.) which did not include sponsorship. Funds available in the Downtown Action Plan Phase IV, Account No. CF5698-428803006.
8. That the Central/Beasley Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.) be proceeded with at an estimated gross cost of six hundred and twenty-seven thousand (\$627,000.) 50% (\$313,500.) Provincial and 50% (\$313,500.) Municipal as provided for in the 1990-1994 Capital Budget.



9. That the City of Hamilton dismiss the action against D. B. Savage Industrial Sales Limited subject to the following terms:

(a) That D. B. Savage pay all legal and other costs namely,

	\$3,865.00	City Solicitor's Department
	<u>500.00</u>	Real Estate Division
Total	\$4,365.00	

(b) That all arrears and property taxes be paid up to date.

(c) That Minutes of Settlement be executed between the City and D. B. Savage reflecting the terms above and allowing for an Order dismissing the action upon completion of settlement.

10. That the Mayor and City Clerk be authorized to execute an amendment to the subdivision agreement for Aquila Place - Phase 1, Registered Plan 62M-425, deleting the requirement for maintenance easements, which amendment is to be prepared by the City Solicitor.

11. (a) That an Ad Hoc Committee of the Planning and Development Committee be established to review and co-ordinate the entire issue respecting the future use of Commonwealth Square and Summers Lane.

(b) That the Ad Hoc Committee be comprised of the Mayor, Chairman and members of the Planning and Development Committee, members of City Council, appropriate City and Regional staff, and that the following interested parties be invited to participate on the Ad Hoc Committee: H.E.C.F.I., C.A.P.I.C., Downtown Action Plan Committee, Crystal Palace Sub-Committee, Arts Advisory Sub-Committee, the Art Gallery, the Board of Education and others as required.

12. (a) That Site Plan Control By-laws No. 87-223 and No. 79-275, be amended to include the lands located in the Central Area (lands bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue) and that the City Solicitor be directed to prepare the necessary amendment.

(b) That the policy adopted by City Council on 1982 October 26, pertaining to Site Plan Control procedures be amended to include the following classes as minor in nature and be exempted from Site Plan Control procedures:

- (i) pools;
- (ii) solarium/greenhouse additions;
- (iii) deck and verandah additions.



- (c) That the number and type of developments requiring Site Plan Control Applications, be monitored and reviewed at the end of 1990 for the purpose of assessing the implications that the addition of the Central Area, Main Street West and Centennial Parkway within Site Plan Control, has placed on staff resources.

NOTE: The purpose of the proposed amendment to the By-laws, is to include the lands located in the Central Area under Site Plan Control. Proponents of development proposed within the area bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue would be required to submit various plans for approval. This action is based on a recommendation of the Central Area Plan adopted by City Council on 1988 October 11, and as concurred by both C.A.P.I.C. and the Urban Design Committee.

13. That approval be given to amended Zoning Application 90-36, Carriage Gate Homes Ltd., prospective owners, requesting a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, to permit the development of the subject lands for small lot single-family dwellings, for the property located at the rear parts of 1422 and 1430 Upper Sherman Avenue, as shown on the attached map marked as Appendix "A", on the following basis:

- (a) That the lands be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C presentation to City Council;
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the by-law is to provide for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, for the property located at the rear parts of 1422 and 1430 Upper Sherman Street.

The effect of the by-law is to permit the development of the subject lands for small lot single-family dwellings.



14. That approval be given to amended Zoning Application 89-99, 658414 Ontario Inc., (Alfredo, Luciano, and Anna DiDiodato and Antonio DiMillo) former owners, requesting a further modification to the established "M-12" (Prestige Industrial) District regulations to legalize the existing offices used by a builder, developer, and general contractor and a property management company for property located at 1515 Upper Ottawa Street, as shown on the attached map marked as Appendix "B", on the following basis:

(a) That the "M-12" (Prestige Industrial) District regulations contained in Section 17D of Zoning By-law No. 6593, as amended by By-law No. 89-339, applicable to the subject lands, be further modified to include the following variance as a special provision:

(i) That notwithstanding Section 17D(1)(b), the following Commercial uses shall also be permitted:

<u>Use Not Prohibited</u>	<u>S.I.C. Number</u>
Operators of Residential Buildings and Dwellings	7511
Operators of Non-Residential Buildings	7512

(ii) That notwithstanding Section 17D(1)(c), the following Industrial uses shall also be permitted restricted to office use only:

<u>Use Not Prohibited</u>	<u>S.I.C. Number</u>
Single Family Housing	4011
Apartment & Other Multiple Housing	4012
Commercial Building	4022

(iii) That Section 17D(1)(d)1 shall not apply to the office uses referred to in clause (ii);

(b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1136a, and that the subject lands on Zoning District Map E-59D be notated S-1136a;

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council;

(d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,



- (e) That the approved Mountain Industrial Area Plan be amended by redesignating the subject lands from "Restricted Industrial-Commercial" to "Restricted Commercial".

NOTE: The purpose of the By-law is to provide for a further modification to the established "M-12" (Prestige Industrial) District, for property located at 1515 Upper Ottawa Street.

The effect of the By-law is to permit, in addition to the uses under the "M-12" District regulations, offices for a developer, builder, and contractor as well as offices for a property management company.

15. That Zoning Application 89-128, Derrick Lea Palmer and Carol Yvonne Palmer, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations to legalize the established two-family dwelling located at 767 Mohawk Road East, as shown on the attached map marked as Appendix "C", be DENIED for the following reasons:
- (a) It conflicts with the intent of the Official Plan, in that it would allow for an indiscriminate mix of housing types by introducing a two-family dwelling into an area which is characterised by single-family dwellings;
  - (b) It represents an intrusion of a two-family dwelling into an area which is characterized by single-family dwellings; and,
  - (c) Approval of the application would set an undesirable precedent and encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law and change the character of the neighbourhood.
16. (a) That approval be given, in part, to amended Zoning Application 90-13, R. Yates and T. Yates, prospective owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for Block "1" to permit development of the subject lands for future single-family residential dwellings, for property located at the rear of 1451, 1459, 1465 and 1469 Upper James Street, as shown on the attached map marked as Appendix "D", on the following basis:
- (i) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9D for presentation to City Council;



- (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (iv) That the Ryckmans Neighbourhood Plan be amended by redesignating a portion of the lands from "Low Density Apartments" to "Single and Double Residential".
- (b) That Blocks "2" and "3" be Tabled in order for the applicant to submit a preliminary site plan for review by staff, and to investigate a land assembly/joint development with the adjoining property owner to the south.

NOTE: The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, for property located at the rear of 1451, 1459, 1465, and 1469 Upper James Street, shown as Block "1".

The effect of the By-law is to permit future development for single-family detached dwellings.

17. That approval be given to Zoning Application 90-34, Felice Bozzo, owner, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, for property located at 21 Rymal Road West, as shown on the attached map marked as Appendix "E", on the following basis:
- (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
  - (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special requirement:
    - (i) That a minimum 3.0 m wide landscaped planting strip and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the southerly rear lot line;
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1185, and that the subject lands on Zoning District Maps W-9D and W-9E be notated S-1185;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-9D and W-9E for presentation to City Council;
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



NOTE: The purpose of the By-law is to provide for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District for property located at 21 Rymal Road West.

The effect of the By-law is to permit redevelopment of the site with a 4 storey building containing retail stores and a restaurant on the ground floor and offices on the 3 upper floors.

In addition, the By-law provides for a modification to the "HH" (Restricted Community Shopping and Commercial) District regulations by requiring that a minimum 3.0 m wide landscape planting strip and a visual barrier not less than 1.2 m and not more than 2.0 m in height, be provided and maintained along the southerly rear lot line.

18. (a) That approval be given to amended Zoning Application 90-35, 591613 Ontario Inc. (Karl Vander Schaaf), owner, requesting a further modification to the established "HH" (Restricted Community Shopping and Commercial) District regulations, to permit a four storey building with commercial uses on the ground floor and 46 condominium apartment units on the upper three floors, for property located at 57 Rymal Road West, as shown on the attached map marked as Appendix "F", on the following basis:
  - (i) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 89-342, applicable to the subject lands, be further modified to include the following variances as special provisions:
    - (1.) That notwithstanding Section 14A(1), a multiple dwelling having not more than 46 dwellings units shall be permitted provided same is attached to any commercial use(s) permitted under Section 15B(3)(b) of Zoning By-law No. 6593;
    - (2.) That notwithstanding Section 14A, any of the permitted commercial uses shall be located within the first storey only;
    - (3.) That notwithstanding Section 14A, a minimum of 1,482 m<sup>2</sup> of landscaped area shall be provided and maintained at grade;
    - (4.) That notwithstanding Section 18A(12), a landscaped strip of not less than 1.5 m in width and a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire westerly lot line;



- (5.) All residential uses shall be located completely and functionally separate from any commercial use, and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses;
- (ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1145a; and that the subject lands on Zoning District Map W-9E be notated S-1145a;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9E for presentation to City Council;
  - (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (v) That the Kennedy East Neighbourhood Plan be amended by redesignating the subject lands from "Commercial" to "Commercial and Apartments".
- (b) That the applicant not receive final approval for Site Plan Control until such time as a traffic generation and impact study has been completed to the satisfaction of the Acting Commissioner of Regional Engineering.

NOTE: The purpose of the By-law is to provide for a further modification to the established "HH" (Restricted Community Shopping and Commercial) District regulations, for property located at 57 Rymal Road West.

The effect of the By-law is to permit development of the subject lands for a 4 storey commercial/residential building containing commercial uses on the ground floor and 46 condominium apartment units on the upper three floors. In addition, the By-law provides for the following variances as special provisions:

- (a) That only the commercial uses permitted in the "CR" (Commercial-Residential) Districts (Section 15B(3)(b)) shall be permitted in conjunction with the 46 dwelling units;
- (b) That the commercial uses shall be permitted only on the first floor of the mixed residential/commercial building;
- (c) A minimum landscaped area of 23% of the lot area is to be provided and maintained at grade;



- (d) A landscaped strip of not less than 1.5 m in width and a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height is to be provided and maintained along the entire westerly lot line; and,
  - (e) Access to the residential units is to be completely separate from the commercial uses.
19. That Zoning Application 90-39, 527919 Ontario Ltd. (S. Kichuk), owner, requesting a further modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations, to increase the number of dwelling units from 131 to 154 by converting the parking area on the first floor to 13 units and the amenity space on the second floor to 10 units, for the property located at 150 Sanford Avenue North, as shown on the attached map marked as Appendix "G", be DENIED for the following reasons:
- (a) It is an overintensification in land use since adequate on-site parking cannot be provided. In this regard, a minimum of 193 parking spaces are required whereas only 150 are proposed which results in a shortfall of 43 spaces. The loss of parking spaces will only aggravate the parking problem in the area.
  - (b) It is contrary to the intent of the existing Site Plan By-law 70-285 which restricts the gross floor area to 12,412.8 m<sup>2</sup>. The proposal would require an increase in the floor area of 1,532.85 m<sup>2</sup> (12%). The existing building has an F.A.R. of 2.0 and the increase would result in an F.A.R. of 2.2.
  - (c) Amenity areas within apartment buildings are intended to serve both existing and future tenants. Accordingly, it should be preserved and enhanced wherever possible, not converted to additional units.
  - (d) Approval of the application, would encourage other similar application which, if approved, would undermine the intent of the Zoning By-law.
20. That Section 17 of the Twelfth Report for 1990 of the Planning and Development Committee, adopted by City Council at its meeting of 1990 June 26, regarding amended Zoning Application 89-111, Y. Sharif, owner, be amended by adding the following sections:
- (B)(b)(ii) That notwithstanding Section 9 of Zoning By-law No. 6593, a minimum of thirteen parking spaces shall be provided and maintained;



- (B)(b)(iii) That the required area for parking, manoeuvring and access for the day nursery shall not occupy more than 50% of the gross area of the front yard;
- (B)(b)(iv) That not less than 50% of the gross area of the front yard shall be landscaped; and,
- (B)(b)(v) That the provisions of subsections 18A(9), (10) and (22) shall not apply, but only in respect of manoeuvring space requirements.

NOTE: The purpose of these portions of the By-law is to require parking for the previously approved day nursery for property municipally known as 991 Upper Paradise Road.

The effect of these portions of the By-law is to require the following variances as special provisions, applicable to the day nursery:

- (a) Thirteen parking spaces whereas none are required;
- (b) The parking spaces shall not occupy more than 50% of the gross area of the front yard;
- (c) Landscaping of not less than 50% of the front yard; and,
- (d) A stacked parking arrangement be permitted whereas stacked parking is not permitted.

21. That approval be given to amend a previously recommended condition for "Edan Heights", owned by 603976 Ontario Limited, Co Terra Homes/Dan Valentini, under Regional File No. 25T-90004 by deleting condition v) and replacing the same by the following condition:

- v) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the final plan to the City of Hamilton for park purposes pursuant to The Planning Act.

22. (a) That the City of Hamilton adopt a by-law to remove part-lot control from Lot 3, Registered Plan No. 1059 and from Lots 1 to 9 and Blocks "10" to "16" inclusive of Registered Plan 62M-657.

- (b) That the Region be requested to approve the by-law removing part-lot control on the above-noted lots and blocks of Registered Plan Nos. 1059 and 62M-639.

- (c) That the by-law be repealed within 6 months of the date of its registration.



23. (a) That the City of Hamilton adopt a by-law to remove part-lot control from Lots 1 to 32 inclusive of Registered Plan 62M-661.
- (b) That the Region be requested to approve the by-law removing part-lot control on the above-noted Lots 1 to 32 inclusive of Registered Plan 62M-661.
- (c) That the By-law be repealed with 6 months of the date of its registration.
24. That leave be granted to introduce the following Bills:
- (a) Bill C-100 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 82-99 respecting lands located in the area south of Mohawk Road East between Upper Wentworth Street and Mall Road.
- (b) Bill C-101 A By-law to adopt Official Plan Amendment No. 92 respecting lands located east of Upper Ottawa Street, south of Stone Church Road East, within the Rymal Neighbourhood.
- (c) Bill C-102 A By-law to authorize the entering into of a Heritage Easement Agreement respecting the Hamilton Board of Education (Stinson Street School).
- (d) Bill C-103 A By-law to authorize the entering into of a Heritage Easement Agreement respecting MacNab Street Presbyterian Church.
- (e) Bill C-104 A By-law to authorize the entering into of a Heritage Easement Agreement respecting James Street Baptist Church.
- (f) Bill C-105 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 912 Rymal Road East.
- (g) Bill C-106 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 105 Nebo Road.
- (h) Bill C-107 A By-law to amend Zoning By-law No. 6953 as amended by Zoning By-laws No. 79-252 and 79-296 respecting lands located on the west side of Anchor Road, in the area south of Stone Church Road East.



- (i) Bill C-108 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal No. 469 Bay Street North.
- (j) Bill C-109 A By-law to amend Zoning By-law No. 6593 respecting land located at the rear of Municipal No. 1279 Upper Gage Avenue.
- (k) Bill C-110 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 85-137 and to repeal By-law No. 83-165 respecting lands located at Municipal Nos. 249 Stone Church Road East and 1415 Upper Wellington Street.
- (l) Bill C-111 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 26 Arrowsmith Road.
- (m) Bill C-112 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-law No. 86-201 respecting land located at Municipal No. 1492 Upper James Street.
- (n) Bill C-113 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1441 Upper James Street.
- (o) Bill C-114 A By-law to amend Zoning By-law No. 6593 respecting lands located at the rear of Municipal Nos. 1448-1500 Upper Sherman Avenue fronting onto Acadia Drive.
- (p) Bill C-115 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1606 Upper Gage Avenue.
- (q) Bill C-116 A By-law to amend Zoning By-law No. 6593 respecting land located at the rear of Municipal No. 315 Centennial Parkway North.
- (r) Bill C-117 A By-law to amend Zoning By-law No. 6593 respecting Regulation of Gun Shops.
- (s) Bill C-118 A By-law to remove "Randall Estates - Phase 4 and Stone Church Survey" Registered Plan of Subdivision from part-lot control.
- (t) Bill C-119 A By-law to remove "Aquino Gardens" Registered Plan of Subdivision from part-lot control.



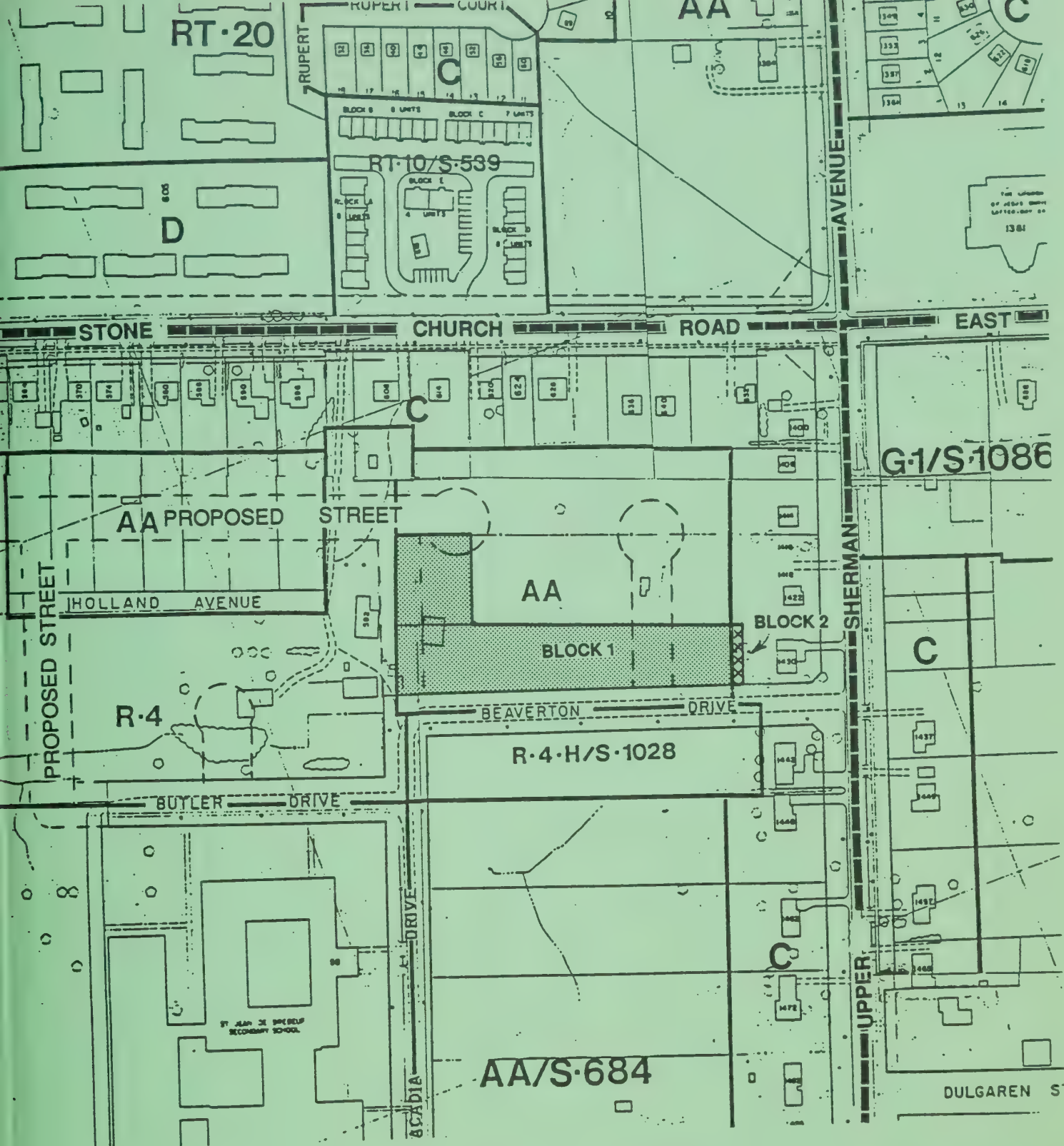
(u) Bill C-120 A By-law to establish Site Plan Control respecting lands located on the east and west sides of Centennial Parkway North between Queenston Street and the Queen Elizabeth Way.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

Lynn Dale  
Acting Secretary  
1990 July 25







Appendix "A" as referred to in  
Section 13 of the THIRTEENTH  
Report for 1990 of the Planning  
& Development Committee.

### Legend

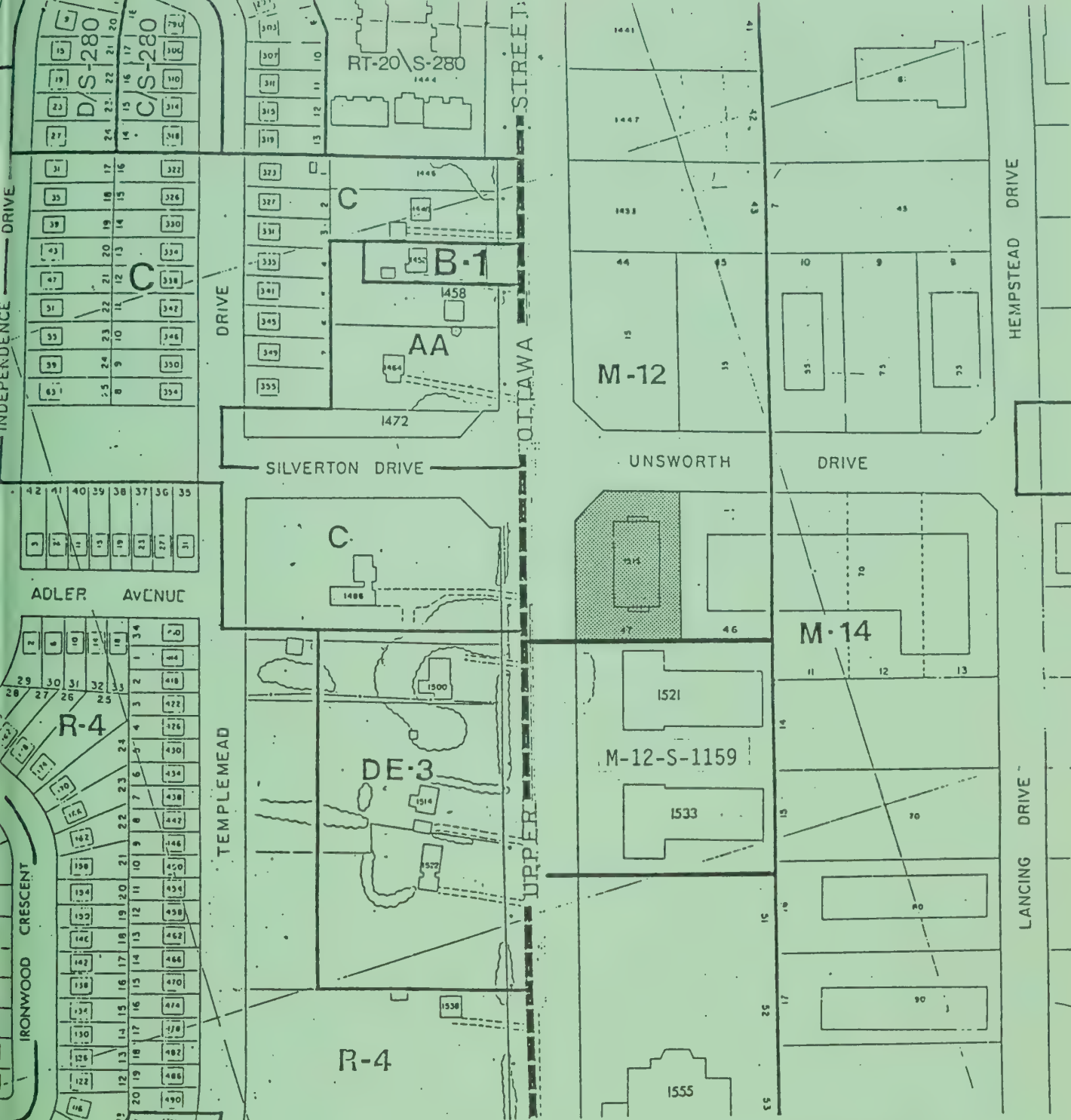
Proposed change in zoning from:

- BLOCK 1  "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.
- BLOCK 2  "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.

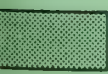






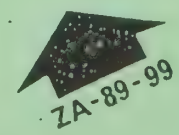


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Site of the Application

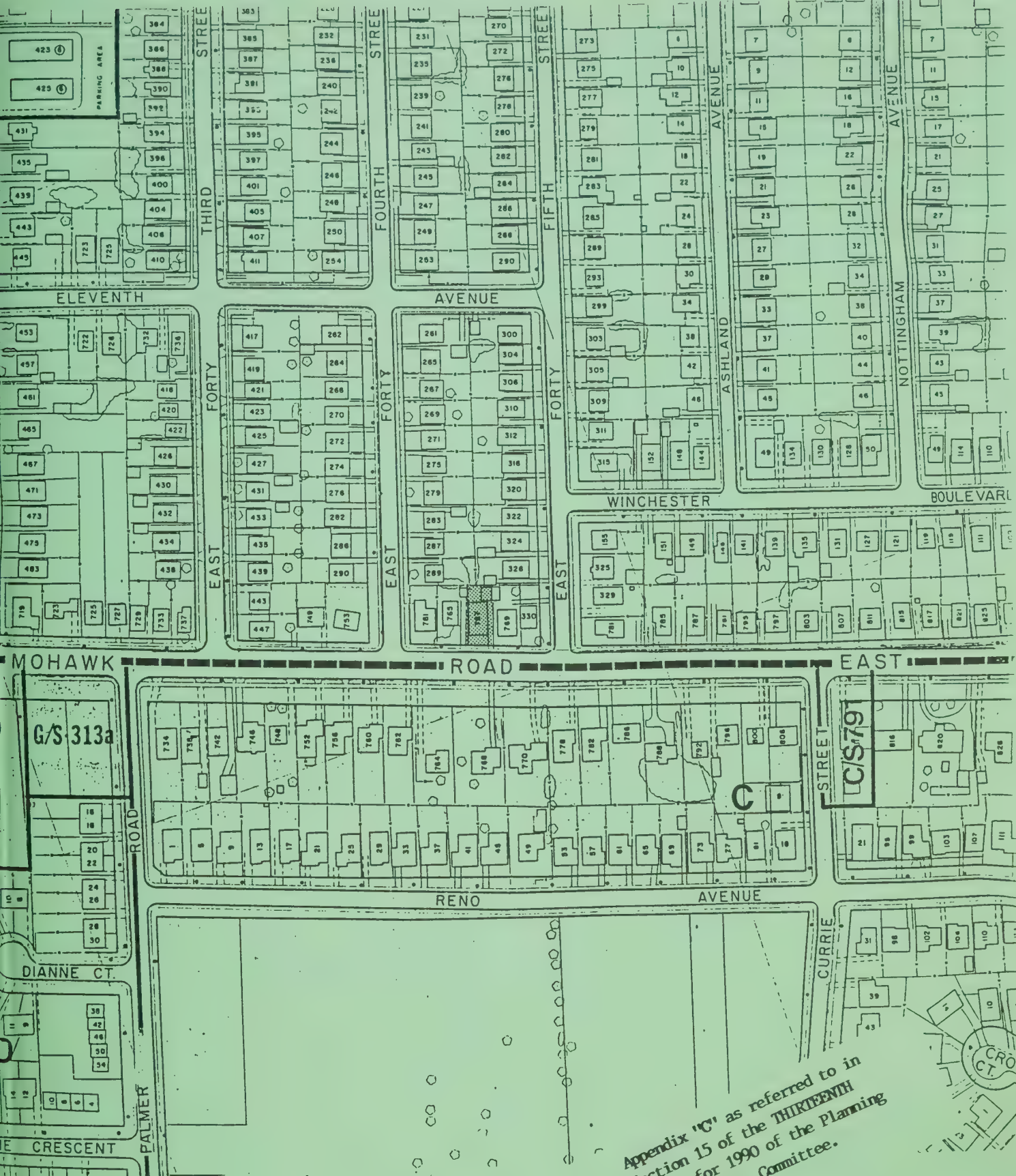
Appendix 'B' as referred to in  
Section 14 of the THIRTEENTH  
Report for 1990 of the Planning  
& Development Committee.











**Legend**



Site of the Application

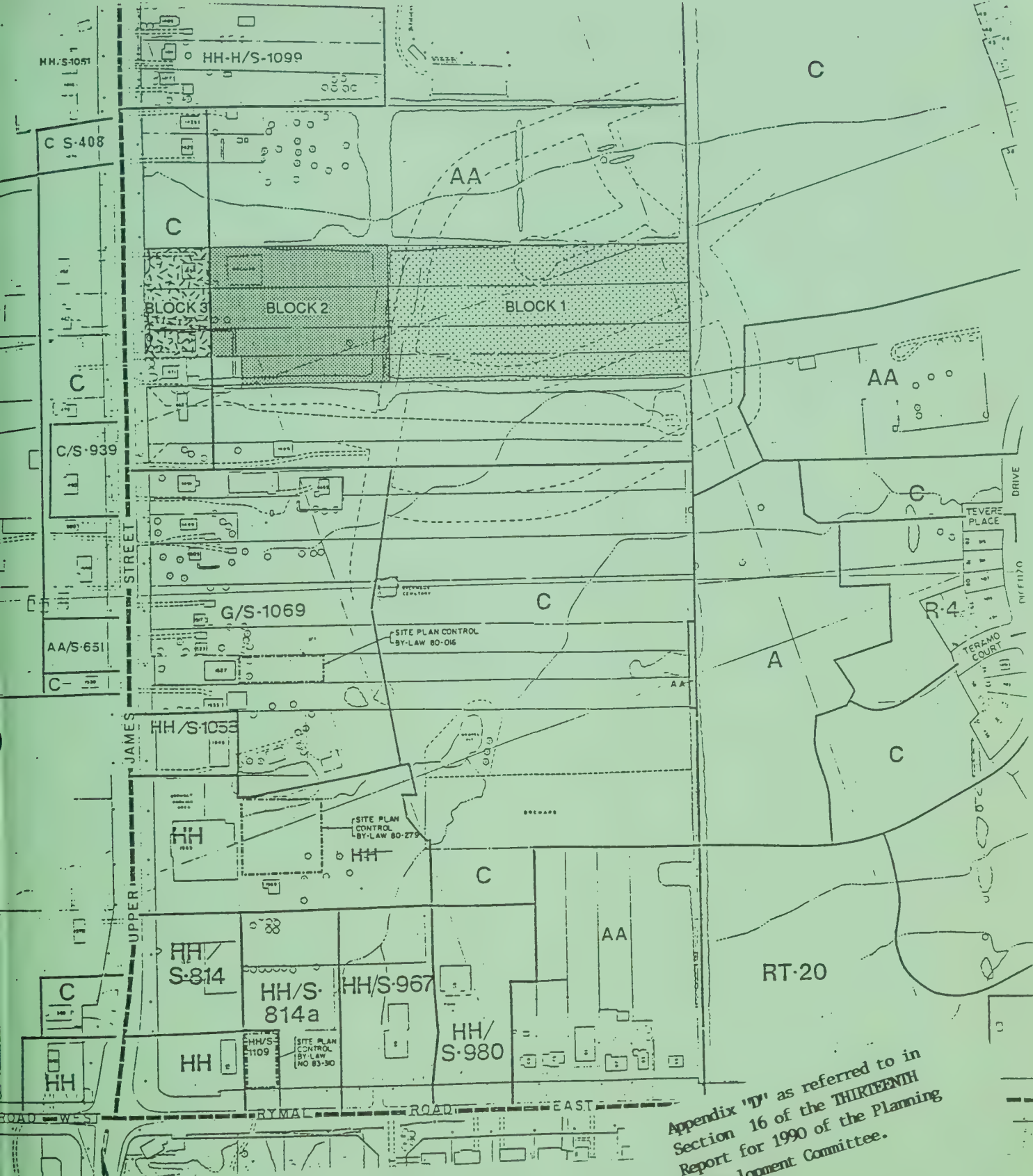
Appendix "C" as referred to in  
Section 15 of the THIRTEENTH  
Report for 1990 of the Planning  
& Development Committee.





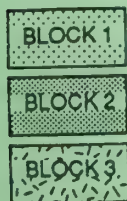






### Legend

Proposed change in zoning from:



"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District

"AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District.

"C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District.

C-18

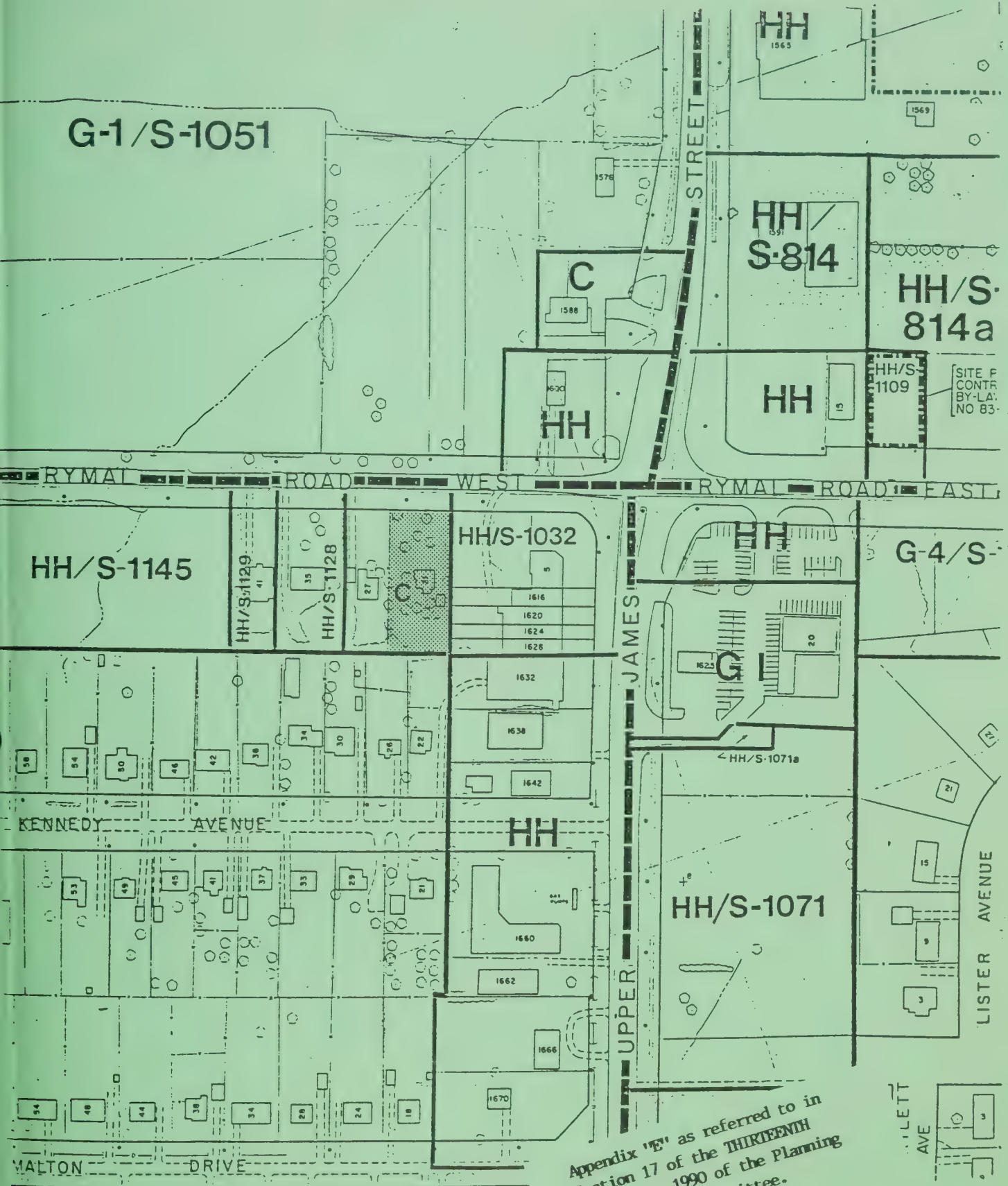
APPENDIX A 1











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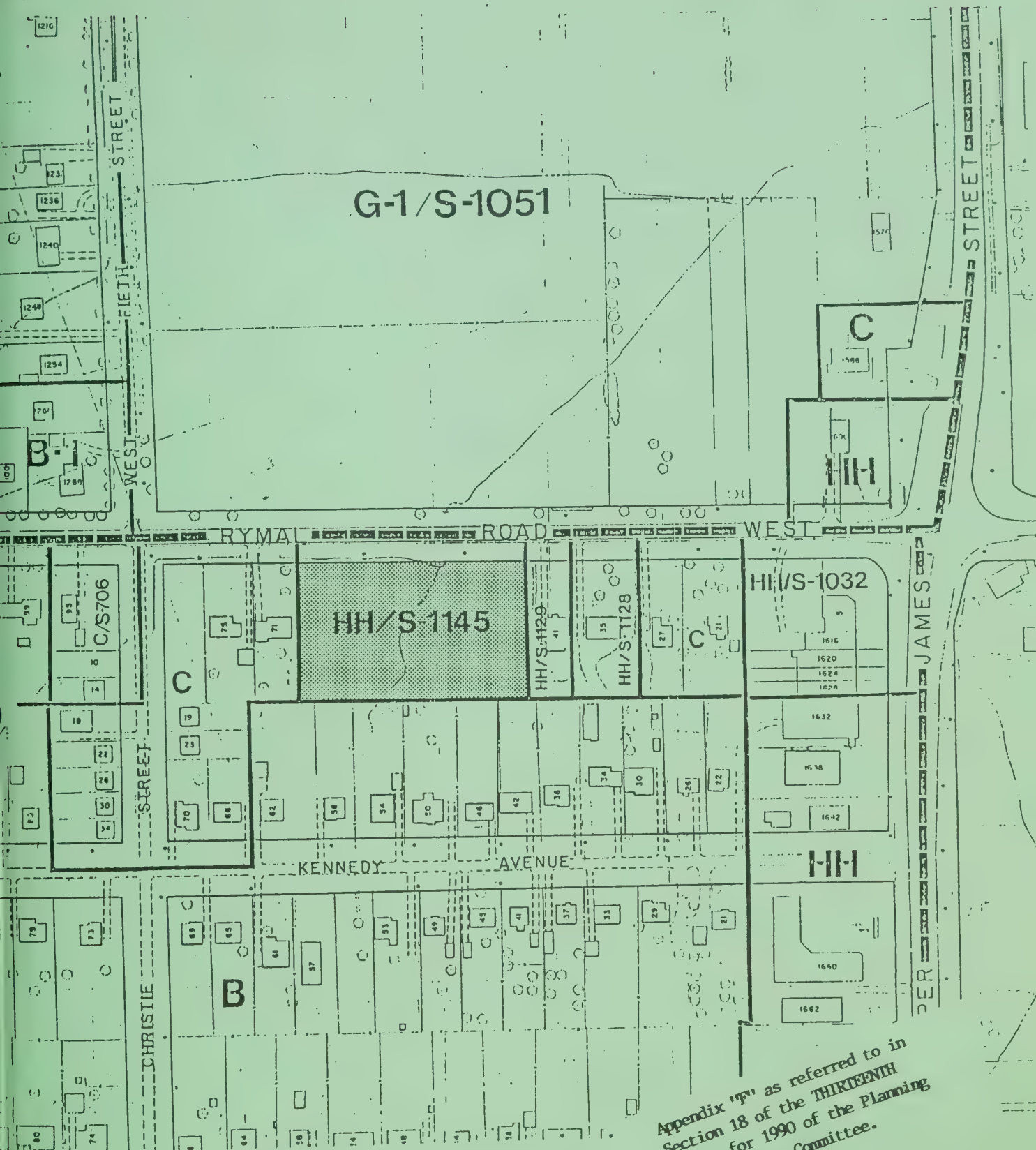


**Site of the Application**









## Legend



Site of the Application

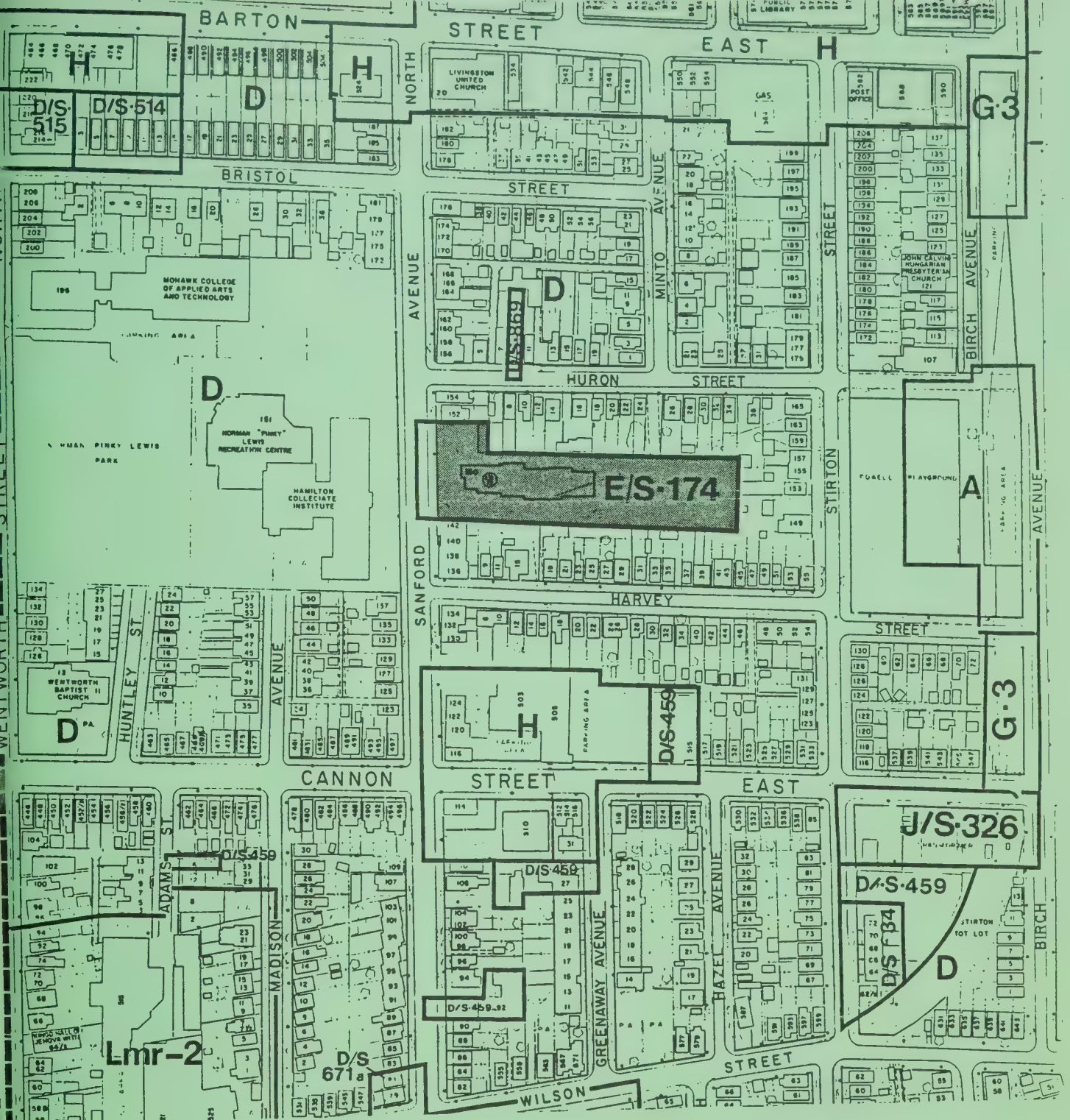
Appendix "A" as referred to in  
Section 18 of the THIRTEENTH  
Report for 1990 of the Planning  
& Development Committee.



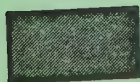








## LEGEND



SITE OF THE APPLICATION



Appendix 'G' as referred to in  
Section 19 of the THIRTEENTH  
Report for 1990 of the Planning  
& Development Committee.















## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its TWENTIETH Report for 1990 and respectfully recommends:

1. That a purchase order be issued to Altruck Transportation Services, Hamilton, in the amount of \$357 935.76 for the purchase of two (2) Trucks with 16 cu. yd. Vacuum Catchbasin Cleaners, Fleet Services, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of three (3) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH 5X503 00101 (1/2) and Environmental Services New Equipment Account No. CF 5500 609051014 (1/2)

2. That a purchase order be issued to Frank J. Zamboni & Co., Brantford, in the amount of \$40 251.60 for the purchase of one (1) Propane Ice Resurfacer in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Mountain Arena Twinning Equipment Replacement Account No. CF 5527 709041011.

3. That a purchase order be issued to Bravo Construction Services Ltd., Stoney Creek, in an amount not to exceed \$15 000 for concrete repairs at the City Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

NOTE: Lowest of three (3) quotations received. Funds provided in Floor Repairs City Garage Account No. CH 57135 31102.

4. That a purchase order be issued to Eastgate Ford, Hamilton, in the amount of \$208 224 for the replacement of eight (8) Crew Cab Stake Dump Trucks Nos. 9203/16/20/24/9301/2/36/64 for Fleet Services in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of six (6) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH 5X503 00101.



If this order is placed to Ford Motor Company by 1990 July 6, the City will save over \$1 400 per unit and take delivery by September. Therefore, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

5. That a purchase order be issued to Eastgate Ford, Hamilton, in the amount of \$23 139 for the replacement of one (1) 6 Passenger Crew Cab Pickup Truck No. 9019 for Fleet Services in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of six (6) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH 5X503 00101.

If this order is placed to Ford Motor Company by 1990 July 6, the City will save over \$352 per unit and take delivery by September. Therefore, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

6. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$45 847.32 for the replacement of one (1) Unit #9311, and the purchase two (2) Compact Extended Cab Pickup Trucks for Fleet Services, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of seven (7) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH 5X503 00101 (\$15 282.44); King's Forest General Maintenance Account No. CH 58005 62140 (\$15 282.44); and Gage Park Operating Equipment Account No. CH 58005 60408 (\$15 282.44).

7. (a) That a purchase order be issued to C. E. Hickey & Sons Co., Hamilton, in the amount of \$273 732 for the replacement of one (1) Rescue Unit #1640, Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.
- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: Lowest acceptable of four (4) proposals received. Funds provided in Vehicle Replacement Account No. CH 5X502 00101.



8. (a) That permission be granted to the Hamilton Black Ribbon Day Committee to use the City Hall forecourt on Thursday, 1990 August 23 from 6:00 p.m. to 9:00 p.m. for a rally to mark the Fifth Annual International Black Ribbon Day, including the use of City Hall equipment.  
  
(b) That the flags of the following member nations be flown at City Hall from 1990 August 22 to 24:  
  

Estonia	Poland
Latvia	Czechoslovakia
Lithuania	Hungary
Ukraine	Rumania
9. That permission be granted to the 62nd Royal Hamilton Light Infantry Cadet Corps to use the City Hall forecourt and equipment on Sunday, 1990 October 28 at 11:00 a.m. for a Freedom of the City Celebration.
10. That the request of TV Ontario to fly the TV Ontario flag at City Hall on Thursday, 1990 September 27 in recognition of TV Ontario Day, be approved.
11. That a Civic gold pin be awarded to Melissa Hemlow for winning the Ontario Provincial Roller Skating Championships held in Etobicoke, Ontario from 1990 May 25 - 27.
12. That permission be granted to the Hamilton Civic Hospitals Foundation to place a static display respecting the "Mend a Broken Heart" community campaign on the second floor foyer during the week of 1990 August 24 - 31.
13. That City Council consent to the use of the name "Hamilton" in "Hamilton Junior Chamber of Commerce/Hamilton Jaycees" or any variation thereof acceptable to the Lieutenant-Governor by a proposed Corporation without share, application for the incorporation of which is being made by Terry Anderson, Philip A. Fletcher, William J. Crawford, John J. Neu, Soheil Monzai and John C. Nolan.
14. That the Appointments To and Terminations from Permanent positions with the Corporation to July 17, 1990, attached hereto and marked Appendix "A", be approved.



15. (a) That, as referred to in Section 12 of the Tenth Report of the Transport and Environment Committee, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct independent concrete sidewalks on Upper Paradise Road between Stone Church Road and Lunner Avenue at an estimated cost of owner's share of \$92 568, as well as City's share of \$27 657.63 for a period not to exceed 20 years.
- (b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$120,225.63 for a term not to exceed 20 years for this project.

NOTE: This project is included in the 1990-1994 Capital Budget as part of Project No. 026.1, City's share and Project No. 117.1, Owner's share to commence in 1990.

16. (a) That the account of Martin and Martin, Barristers and Solicitors, in the sum of \$1 299.70 for services rendered from 1990 January 30 to 1990 June 28 on behalf of the City in connection with the Hamilton Eaton Centre Project be approved for payment.
- (b) That this amount be financed from Reserve for Property Purchases Account No. CH 5X9270 0102.
17. (a) That the firm of Ridesic, Preisman and Robinson Consultants Inc. be awarded the contract to provide consulting/co-ordination services for the Asbestos Abatement Program in conjunction with the Regional Municipality of Hamilton-Wentworth at a cost of \$140 512 with an additional allowance of \$30 000 for contingencies and disbursements.
- (b) That the City's share of \$85 256 for the above services be charged to Capital Budget Account No. CF 319041007 - Asbestos Abatement Program.
- (c) That the Mayor and City Clerk be authorized and directed to execute an agreement with Ridesic, Preisman, and Robinson Consultants Inc. for these consulting co-ordination services in a form acceptable to the City Solicitor.
18. (a) That a purchase order be issued to Falla Construction Ltd. in the amount of \$1 204 000 for the construction of a new Fire Station at Upper Wellington and Stonechurch Road.
- (b) That a contract be entered into with Falla Construction Ltd. satisfactory to the City Solicitor.

NOTE: Lowest acceptable of six (6) tenders received.



19. That the City Solicitor be authorized and directed to undertake the preparation of a By-law to Amend the Destruction of Records By-law No. 81-217 as amended to include retention schedule for the Office of City Solicitor.
20. That six (6) Members of City Council together with five (5) Members of the Management Team be appointed as a Strategic Plan Task Force to review the actions of the original Strategic Plan and to prepare a Terms of Reference for the development of a new Strategic Plan outlining a plan of action and budget.
21. (a) That approval be given for two (2) members of the French Sub-Committee to attend the Francophone Association of Municipalities of Ontario Founding Conference in Toronto, Ontario from 1990 August 18 - 19.
- (b) That funding for the total expenditure of \$528.20 to attend this conference be charged to Account No. CH 55201 10010 - Legislative Travelling.
22. That the following resolution from the Town of Richmond Hill regarding Municipal Road Improvement programs be endorsed:
- "WHEREAS the Government of the Province of Ontario collects substantial amounts of taxes from the sale of fuel for motor vehicles in Ontario;
- AND WHEREAS the revenues collected from fuel taxes form part of the General Revenues of the Province of Ontario;
- AND WHEREAS the vehicles that utilize the fuel purchased cause considerable deterioration to the roads in Ontario;
- AND WHEREAS the maintenance, construction and repair of the majority of the roads in the Province of Ontario is the responsibility of the Municipalities of Ontario;
- NOW THEREFORE be it resolved that the Government of the Province of Ontario be petitioned to make available to Municipalities 1% of the total tax received from the sale of fuel in the Province of Ontario for Municipal Road Improvement programs;
- AND that the Honourable David Peterson, Premier of Ontario, the Honourable William Wrye, Minister of Transportation, and the Honourable Gregory Sorbara, Minister of Consumer and Commercial Relations be requested to endorse and implement this recommendation and that copies of this motion be forwarded to all Municipalities to the Province of Ontario, as well as to the Association of the Municipalities of Ontario and the Ontario Good Roads Association for their endorsement and support."



23. That, based on the complaint filed by Mrs. E. Bortolussi for Lot 46, Embassy Drive, the development charges be amended to the charges in effect prior to 1990 March 27 under 8(5)(b) of the Development Charges Act.
24. (a) That the rental fee of \$4 848 inclusive of realty taxes for the use of four (4) parking spaces at the King-Jarvis Parking Lot by the "It's All Greek To Me!" Restaurant (Ms. Margaret Tsangarakis) for the purpose of establishing an outdoor patio restaurant for a four-month period commencing 1990 June 1 and terminating 1990 September 30, be approved.
- (b) That Sub-section (a) of Section 8 of the Fifteenth Report of the Finance and Administration Committee establishing a rental fee in the amount of \$5 856 be rescinded.
25. That the City of Hamilton undertake strategies to improve the representation of Visible Minorities on Citizen Committees, Boards and Commissions by implementing the following:
- (a) Issue a Council Statement on Equal Opportunity/Access to Boards, Citizen Committees and Commissions by noting in all advertisements for applicants the following wording:
- "City Council wishes to ensure that its Committees, Boards and Commissions reflect the diverse nature of Hamilton's population and encourages all residents to consider this opportunity. Applications from women, handicapped persons, native persons, and racial and ethnic minorities are especially encouraged."**
- (b) Establish and publicize the selection criteria and procedures for each committee by creating a brochure to be available in the City Clerk's Department, Aldermen's Offices, and distributed to Community organizations. Ethnic communities will be encouraged to translate the brochure into other languages with the City of Hamilton underwriting the printing cost.
- (c) Strike an Advisory Committee to encourage representation of women, handicapped persons, native persons, and racial and ethnic minorities on Boards, Citizen Committees and Commissions. The Advisory Committee will integrate its activities with those of the Mayor's Race Relations Sub-Committee on Commissions and Committees. The Advisory Committee will also track the flow of applications from visible minorities.



- (d) Initiate publicity on municipal government, Committees, Boards and Commissions, and Council's commitment to equal opportunity through such media venues as:

The Hamilton Spectator, Brabant Newspapers, community and ethnic papers, radio, public and private television programming, (especially those in other languages).

- (e) Undertake a variety of public education activities to broaden the understanding of and the function of Citizen Committees, Boards and Commissions by:

(i) Inviting women, handicapped persons, native persons, and racial and ethnic minority leaders/and or groups to an information session on the Boards, Citizen Committees and Commissions, and to attend working meetings of the Boards, Citizen Committees and Commissions, and;

(ii) Hold periodic meetings of Boards, Citizen Committees and Commissions outside of City Hall where access by women, handicapped persons, native persons, and racial and ethnic minority groups may be enhanced.

- (f) Stagger the terms of office of members on the various Committees thus advertisements of vacancies would occur on a more frequent basis on the City page of The Hamilton Spectator, and in prominent sections of other local, community and ethnic papers.

- (g) That City Council review its procedure for selecting applicants for Citizen Committees, Boards and Commissions by adding this task to the mandate of an Advisory Committee as referred to above in Section (c) and that any proposed amendments to the selection procedure be forwarded to the Finance and Administration Committee for approval.

- (h) That notices of vacancies occurring in a Citizen Committee, Board or Commission be circularized amongst the other similar bodies.

- (i) That the above initiatives not exceed a cost of \$2 000.

- (j) That the effectiveness of the implementation of the above-noted activities be evaluated by the Finance and Administration Committee in 1992 January.



26. That the salary classifications for the following non-union positions in the Culture and Recreation Department be approved:

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
Mgr. of Operations and Office Services	To assist and act on behalf of Director, to administer and manage the operations and activities of the Dept.	K	\$42,145.48 - \$49,611.12
Arts Co-ordinator	To co-ordinate the implementation of the Municipal Arts policy.	N	\$33,596.16 - \$39,617.24
Admin. Asst. II	Provide secretarial and administrative support to the Director and Manager of Operations and Office Services.	O	\$30,224.48 - \$35,522.76
Admin. Asst. IV (2)	Provide secretarial and administrative services to Managers in the Cultural, Planning & Technical Services Sections.	Q	\$24,925.68 - \$29,381.56

27. That salary reclassifications for the following non-union positions in the Parks Division of the Department of Public Works be approved:

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
Superintendent, Parks Maintenance	Manages & co-ordinates operations of the Parks Maintenance Division.	I	\$50,572 - \$59,471
General Foreman/Woman (Parks Mtce)	Supervises the maintenance of all parkland and facilities.	K3	\$42,566 - \$50,107

28. (a) That the Red Cross Swimming Instructor be reclassified to regular part-time Lifeguard II position under Schedule "A" of the Collective Agreement for C.U.P.E. Local 167.
- (b) That the reclassification should go into effect on the day City Council approves the reclassification.



- (c) That the new annualized cost of implementing the reclassification in the amount of \$155 300 (gross annualized cost of \$201 780 less recovery from the Board of Education \$46 480) be financed by a transfer of appropriation from Account No. CH 54117 23001 - Provision for Pay Equity.
- (d) That the City Treasurer be authorized to transfer the unspent balance i.e. the difference between the annualized cost and the actual cost of implementing the reclassification to the Reserve for Annualization.

29. (a) That in conjunction with the Procedural By-law general review which is currently underway, Section 25 be revised to clearly indicate that where a proposed expenditure cannot be accommodated within the specific Department's approved budget or within the global budget of the Departments under the jurisdiction of the respective Committee, no expense shall be incurred until the Finance and Administration Committee has recommended a source of funding to City Council.

- (b) That the procedure for processing an overbudget account be as follows:

(A) CURRENT BUDGET OVEREXPENDITURE

Department Head

1. Consider whether the item can be financed from a saving or a trade-off of an existing program after reviewing the complete departmental budget.
2. Where a standing committee or Council directs a department head to initiate a project which is not budgeted for, or would cause an overbudget situation, prepare a report for the consideration of the standing committee or Council outlining the nature of the expenditure and the method of financing it from departmental resources, and, if resources are not available recommend postponement or cancellation of the matter.
3. Consult with the Treasurer/CAO if none of the above conditions can be fulfilled and, in effect, Council policy, which states that all expenditures of standing committees must be provided from within its own resources, cannot be complied with.
4. Prepare a report requesting that the Finance and Administration Committee recommend the method of financing.



### Standing Committee

1. Receive and either approve or disapprove the recommendation of the department head stating the overexpenditure/unbudgeted item be financed either from a saving or a trade-off, or that it be postponed or cancelled.
2. Receive and either approve or disapprove the recommendation of the department head which recommends the overexpenditure/unbudgeted item be forwarded to the Finance and Administration Committee to recommend the financing.

### Finance and Administration Committee

1. Receive a copy of the report of the department head to the standing committee stating the Finance and Administration Committee recommend the method of financing for an overexpenditure/unbudgeted item of that standing committee.
2. Either:
  - (a) follow Council policy and report to City Council that the funds must be found from the resources of the standing committee or cancel the program, or,
  - (b) recommend to Council a method of financing stating the reasons for deviation from City policy.

### City Council

1. Approve or disapprove recommendations received from the standing committees.

## (B) CAPITAL BUDGET OVEREXPENDITURE

### Department Head

1. Either:
  - (a) report to the standing committee recommending changes, reductions, or other alterations to the project in order to provide the requisite saving to stay within budget, or,



- (b) report that the amount cannot be altered and additional financing is required, and, recommend that the Finance and Administration Committee be referenced for the financing.

#### Standing Committee

1. Approve or disapprove of the recommendation from the department head.

#### Finance and Administration Committee

1. Receive the recommendation from the standing committee requesting a method of funding for the capital overexpenditure/unbudgeted item.
2. Recommend, either -
  - the standing committee reduce or alter the project to conform to budget, or,
  - the method of funding (assuming funds are available).

#### City Council

1. Approve or disapprove the recommendation received from the Finance and Administration Committee.

30. That the firefighter members of the Hamilton Municipal Retirement Fund (HMRF) be allowed to purchase prior government service as credited pensionable service at no cost to the employer.
31. (a) That a User Fee Study be undertaken for the City of Hamilton within the terms of reference as outlined on Appendix "B" attached hereto.
  - (b) That the Treasurer and Manager of Purchasing be authorized to prepare specifications and call for proposals for this Study.
  - (c) That following receipt of the proposals, the Treasurer make a recommendation to the Finance and Administration Committee for approval, and be directed to recommend the method of financing of the consultants fees required to conduct this Study.



32. (a) That the City Treasurer be authorized to transfer the Extended Health Care Reserve (CH 00173 - \$935 974) to the Long Term Disability Plan Reserve (CH 00125/CH 00175) and close off Reserve CH 00173.
- (b) That \$2 030 000 be transferred from the Reserve for Debt Charges (CH 00108) and \$1 000 000 from the Reserve for Capital Projects (CH 00203) as follows:

<u>Reserve</u>	<u>Account No.</u>	<u>Amount</u>
Reserve for Realty Taxes - Beach Strip Properties	CH 00119	\$ 30 000
Reserve for Replacement of Mobile Equipment	CH 00101	2 000 000
Reserve for Services for Unsubdivided Lands Development	CH 00107	<u>1 000 000</u>
		\$3 030 000 =====

33. (a) That the Summary of Capital Projects in Progress as at June 30, 1990, attached hereto as Appendix "C", be received by City Council for information.
- (b) That the following projects be removed from this Status Report as they have been satisfactorily completed:

<u>No.</u> (1)	<u>Description</u> (2)	<u>Gross Cost</u> (3)
3	Energy Conservation Projects - City Hall	\$ 730 000
21	Major Maintenance to Civic Buildings - 1987 Allocation	250 000
28	Construction Costs - Accommodation - City Hall - 1988 Allocation	225 000
30	Major Maintenance to Civic Buildings - 1988 Allocation	250 000
55	Fire Station - Stone Church and Upper Wellington - Vehicle Purchase	300 000
256	Centralized Computer Fuel System	300 000
259	Construction of New Mountain Public Works Yard	2 750 000
265	New Equipment - Concrete Grinder	50 000
366	Upgrading of Gage Park	118 000
371	Mohawk Sports Park - Fieldhouse	81 000
373	Construction of Utility Building - Brian Timmis Stadium	170 000



431	Convention Centre - Furniture and Equipment	288 000
435	Convention Centre - Lighting Retrofit	49 000
441	C.U.P. - Replacement and Overhaul of Equipment	410 000
502	Library - Replacement of Specialized Office Equipment and Furnishings	107 000
516	Red Hill Library Expansion	274 000

- (c) That the above projects, upon advice to the originating departments, will be deleted from the records of the Treasury Department as at September 30, 1990.

34. That District Court Action No. 7530/87 between Paula Pasquale and the City of Hamilton be settled by the City of Hamilton consenting to a dismissal of the action and the crossclaim without costs as against the City.
35. (a) That the City pay to the Plaintiffs, Judith and Robert Smith, the sum of \$6 433.74 inclusive of prejudgment interest, costs and disbursements.
- (b) That District Court Action No. 6532/86 against the City of Hamilton be dismissed.
36. (a) That the City offer to settle District Court Action No. 11944/88 by the payment to the Plaintiff, Stella Gale, of \$6 429.04 inclusive of interest, costs and taxable disbursements.
- (b) That the Plaintiff be required to execute a Full and Final Release of The Corporation of the City of Hamilton satisfactory to the City Solicitor, and that District Court Action No. 11944/88 be dismissed.
37. (a) That the City make an Offer to Settle District Court Action No. 14694/89 by payment to the Plaintiffs, Nick Ulrich and Nerra Ulrich of \$5 100 inclusive of interest, costs and taxable disbursements.
- (b) That the Plaintiffs be required to execute a Full and Final Release of The Corporation of the City of Hamilton satisfactory to the City Solicitor, and that District Court Action 14694/89 be dismissed.
38. (a) That the City make an Offer to Settle District Court Action No. 8642/87 by payment to the Plaintiffs, Rose Marie Jarvis and Allan Jarvis of \$3 350 inclusive of interest, costs and taxable disbursements.



- (b) That the Plaintiffs be required to execute a Full and Final Release of The Corporation of the City of Hamilton satisfactory to the City Solicitor, and that District Court Action No. 8642/87 be dismissed.
39. That the estimated amount of \$75 000 required for survey soil test and preliminary design investigation work on the proposed arena site at the Chedoke Health Corporation as recommended in Section 12 of the Fourteenth Report of the Parks and Recreation Committee, be financed from the Reserve for Capital Projects, Centre 00203, with a corresponding reduction to the Capital Contingency account in the 1990 budget.
40. That the final report of the Hamilton Public Library Board dated 1990 June 7, attached hereto as Appendix "D", dealing with the feasibility of establishing a Municipal Archive be received for information.
41. That costs in the amount of \$73 211.65 which were incurred to repair the Supply Electrical Cable, City Hall, be financed from the C.U.P. Reserve for Capital Projects Account, Centre Number CH00132.
42. That leave be granted to introduce the following Bills:
- (a) Bill H-100      A By-law to Amend the Destruction of Records By-law No. 81-217 as amended to include retention schedule for the Office of City Solicitor.
- (b) Bill H-101      A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE

John Thompson, Secretary  
1990 July 26



Appendix "A" as referred to in  
Section 14 of the TWENTIETH Report  
of the Finance and Administration  
Committee for 1990.

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Tina Agnello	Legislative Assistant I (L)	City Clerk's	Replacing Mr. R. Prowse - resigned	\$38,653.68 to \$45,517.16	\$43,711.20 per annum (4 of 5)	25/06/90
Mr. Albert Agostinelli	Captain (C-8)	Fire	Replacing Mr. A. Chalmers - promoted	\$51,589.07	\$51,589.07 per annum	10/06/90
Mr. Terry Brillinger	Yard Attendant (Dist) (D-11)	Public Works	Replacing Mr. E. Campbell - retired	\$29,163.68 to \$29,579.68	\$29,579.68 per hour (2 of 2)	25/06/90
Mr. Marcel Gravelle	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. P. Shwedik - resigned	\$28,593.76 to \$28,864.16	\$28,593.76 per annum (1 of 2)	03/07/90
Ms. Nancy Greenwood	Data Entry Clerk (E-3)	Treasury	New position approved in 1989 Budget	\$20,854.08 to \$22,530.04	\$22,530.04 per annum (3 of 3)	02/07/90
Mr. Brian Keenan	Equipment Mechanic II (Fleet Services) (D-11)	Public Works	Replacing Mr. S. McEwan - promoted	\$29,163.68 to \$29,579.68	\$29,579.68 per annum (2 of 2)	18/06/90
Mr. John King	Traffic Serviceman/Woman II (A-3)	Traffic	Replacing Mr. G. Bartolotta - promoted	\$22,717.76 to \$25,607.60	\$22,717.76 per annum (1 of 4)	25/06/90

Prepared 17/07/90



**THE CORPORATION OF THE CITY OF HAMILTON**  
**APPOINTMENTS TO PERMANENT POSITIONS**

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Timothy Mason	Labourer/Truck Driver (Parks Maintenance) (D-7)	Public Works	Replacing Mr. Cialini - promoted	\$28,593.76 to \$29,009.76	\$28,593.72 per annum (1 of 2)	03/07/90
Mr. Ronald Mol	Labourer/Truck Driver (Parks Maintenance) (D-7)	Public Works	Replacing Mr. Langdon - promoted	\$28,306.72 to \$28,772.72	\$28,772.72 per annum (2 of 3)	25/08/90
Mr. D. Pothler	Probationary Communications Operator (N-1)	Fire	Transfer	\$30,019.08 to \$32,328.36	\$32,328.36 per annum (2 of 2)	10/06/90
Mr. Larry Rouse	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. R. Melanson - transferred	\$28,593.76 to \$29,009.76	\$28,593.76 per annum (1 of 2)	04/07/90
Mr. Gary Webster	Operator III Truck Driver (Cemetery) (D-8)	Public Works	Replacing Mr. C. White - resigned	\$28,473.12 to \$28,889.12	\$28,889.12 per annum	25/08/90



THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Rita D'Ortenzio	Administrative Assistant II	City Clerk's	Resigned	8 years, 10 months	06/07/90
Mr. Joe Gnatuszyn	Maintenance Assistant (Convention Centre)	H.E.C.F.I.	Resigned	2 months	14/06/90
Mr. Yvon Pelletier	General Foreman/Woman Parks	Public Works	Retired	29 years, 11 months	29/06/90
Mr. William Pooler	Senior Building Inspector	Building	Retired	15 years, 3 months	29/06/90
Mr. Thomas Root	Tree Climber	Public Works	Resigned	11 months	08/06/90
Mr. James Skelton	Property Rental Agent	Property	Retired	32 years	31/07/90
Mr. Clyde White	Truck Driver (Cemetery)	Public Works	Resigned	16 years, 7 months	01/06/90







CITY OF HAMILTON

TERMS OF REFERENCE  
FOR A USER FEE STUDY

STATEMENT OF OBJECTIVES

1. The purpose of this Study is to examine existing user fees and ascertain those costs associated with providing the services involved, and establishing a central policy of user fees based on the costs established.
2. Identify new funding sources where fees could be assessed.
3. Set fees closer to their actual costs after Committee/Council/Staff consideration of the political feasibility, existing legislation, effects on any social groups, and any impact on service demand of establishing such fees.

TERMS OF REFERENCE

The requirements of the study to ensure a final report to be submitted to the Finance and Administration Committee for approval, would include the following :

1. The User Fee Study must be completed and a final report prepared no later than January 15, 1991 to provide for implementation in the 1991 Current Budget.
2. The Study would be limited to City programs only and would not include the local boards.
3. Cost analysis of the City programs in providing services will be the basis for establishing the fees, while ensuring compliance with all governing legislation.
4. The Budget Analyst responsible for revenues will work with the recommended consultant as a liason, and assist in data collection, provide budgeted expenditure information and fee schedules, and assist in any other related matters as deemed necessary.
5. The fee for this study would be a fixed, not-to-exceed amount as negotiated within the accepted proposal.
6. The successful consultant must have previous experience in conducting a study of this nature and be able to provide a list of references.







City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

FIN Report Administration									
Item No. (1)	Project Description (2)	as at June 30, 1990 (000's)					Is the Project on Target?		Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Construction (8)	Budget (9)	
General Administration									
2	Ceramic Belting Replacement		being			40	No	No	CF 328541002
3	and Window Repair - City Hall	01/85	reviewed	40	-				
9	Energy Conservation Projects - City Hall	06/84	06/90*	730	695	35	Yes	Yes	CF 928241001-017
10	Data Base and Fourth Generation Language	09/86	12/90*	550	321	229	Yes	Yes	CF 258651002
11	Handicapped Access to Recreational Buildings	09/86	12/90	100	6	94	No	Yes	CF 708641003
17	Energy Conservation Projects	05/86	12/90*	50	39	11	Yes	Yes	CF 328641001
	Computer Software Project								
21	- 1987 Allocation	08/87	12/90*	100	70	30	Yes	Yes	CF 258751002
	Major Maintenance to Civic Buildings - 1987 Allocation	11/87	06/90	250	218	32	Yes	Yes	CF 318741001-019
25	Computer Software Project								
	- 1988 Allocation	11/88	12/92	125	-	125	Yes	Yes	CF 258851002
27	Computer Environment Improvements	11/88	12/90*	50	3	47	Yes	Yes	CF 258851001
28	Construction Costs - Accommodations								
	- City Hall - 1988 Allocation	11/88	06/90	225	127	98	Yes	Yes	CF 318841201
30	Major Maintenance to Civic Buildings - 1988 Allocation	09/88	06/90*	250	229	21	Yes	Yes	CF 318841001-046
32	New Computer Workstations	05/89	12/90	75	63	12	Yes	Yes	CF 258951001
33	Computer Software Project								
	- 1989 Allocation	01/90	1991	150	-	150	Yes	Yes	CF 259051015
34	Replacement of Rink Slabs and Boards - Mountain Arena	11/89	1990	496	403	93			CF 318941014
35	Energy Conservation Project	11/89	1991	50	-	50	Yes	Yes	CF 318941016
36	Major Maintenance Civic Buildings								
	- 1989 Allocation	10/89	1990	250	30	220	Yes	Yes	CF 318941003



City of Hamilton  
Treasury

**SUMMARY OF CAPITAL PROJECTS IN PROGRESS**

		as at June 30, 1990							
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Construction (8)	Budget (9)	
		General Administration-Ctd.							
37	Computer Software Project - 1990 Allocation	03/90	12/90	125	-	125	Yes	Yes	CF 259051013
38	Accommodation Requirements - Legal Department	11/90	05/91	175	-	175	Yes	Yes	CF 319041004
39	Hamilton Housing Company - Macassa Park Apts. - Replace Heating and Electrical System	1990	1990	165	-	165	Yes	Yes	CF 319041005
40	Asbestos Abatement Program	1990	1992	550	-	550	Yes	Yes	CF 319041007
41	H.S.P.C.A. - Capital Grant	03/90	12/90	282	-	282	No	Yes	CF 259041008
42	Computer Workstation Furniture	03/90	12/90	50	10	40	Yes	Yes	CF 259051012
43	Accommodation Requirements - City Hall - 1990 Allocation	05/90	12/90	150	-	150	Yes	Yes	CF 319041002
44	Major Maintenance to City-Owned Buildings - 1990 Allocation	05/90	12/90	250	-	250	Yes	Yes	CF 319041003
45	Major Upgrading of City Hall - Needs Study	on hold		100	-	100	Yes	Yes	CF 319055004
Protection to Persons & Property									
55	Fire Stn. Stonechurch & Upper Wellington - Vehicle Purchase	06/88	06/90	300	252	48	Yes	Yes	CF 488951001
56	Fire Stn. Stonechurch & Upper Wellington - Construction	05/89	05/91*	1,400	117	1,283	Yes	Yes	CF 488941001



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

		as at June 30, 1990				(000's)		Is the Project on Target?		Centre Number (10)
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No			
		Start (3)	Finish (4)				Construction (8)	Budget (9)		
(101-150) Engineering										
103	Road Access - Riverdale East Neighbourhood	08/86	10/90*	445	63	382	Yes	Yes	CF 528643008	
108	High Level Bridge Street Lighting	11/87	12/90*	155	102	53	Yes	Yes	CF 528744002	
109	1988 Reconstruction Program	01/88	12/90*	7,695	7,455	240	Yes	Yes	CF 528842001-047	
110	Replacement of Traffic Operations Centre	09/88	03/92*	6,830	494	6,336	Yes	Yes	CF 758841001	
111	Greenhill Ave. Construction of Finished Roadway, Curbs & Sidewalks	08/88	12/89	860	503	357	Yes	Yes	CF 528843002	
112	Storm Drainage Projects	12/88	12/91	180	63	117	Yes	Yes	CF 528849001	
113	1989 Reconstruction Program	01/89	12/90	8,200	5,229	2,971	Yes	Yes	CF 528942001-058	
114	Albright Road Extension	05/89	12/90	104	-	104	Yes	Yes	CF 528943002	
115	1990 Reconstruction Program	03/90	12/91	8,800	-	8,800	Yes	Yes	CF 529042001	
116	Catch Basin and Drain Connections	03/90	12/90	150	-	150	Yes	Yes	CF 529043007	
(201-250) Parking Authority										
201	Parking Facilities - Property Acquisition	02/84	Unknown	1,700	1,431	269	No	Yes	CF 708445001	
202	Parking Facilities - Demolition & Site Preparation	09/85	Unknown	590	275	315	No	Yes	CF 908545001	
211	Upgrade Existing Parking Facilities	03/90	12/90	100	68	32	Yes	Yes	CF 909045003	
212	Study and Design - Existing and Future Parking Projects	1990	1990	50	-	50	Yes	Yes	CF 909045004	



City of Hamilton  
Treasury

## SUMMARY OF CAPITAL PROJECTS IN PROGRESS

		as at June 30, 1990 (000's)				Is the Project on Target?			Centre Number (10)
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Construction (8)	Budget (9)	
(201-250) Parking Authority-Ctd.									
213	John/Rebecca Decking	1990	1990	2,600	-	2,600	<input type="checkbox"/> No	Yes	CF 909045005
214	Land Acquisition - Various	1990	1990	400	300	100	Yes	Yes	CF 909045006
215	King Wm./Mary Decking	1990	Unknown	3,300	-	3,300	<input type="checkbox"/> No	Yes	CF 909045007
(251-300) Department of Public Works									
256	Centralized Computer Fuel System	05/88	06/90*	300	281	19	Yes	Yes	CF 608651001
259	Construction of New Mountain Public Works Yard	06/89	06/90*	2,750	2,648	102	Yes	Yes	CF 608741002
265	New Equipment - Concrete Grinder	05/89	06/90*	50	33	17	Yes	Yes	CF 608951002
267	Public Works Equipment - Vacalls, Steam Jenny, Elephant Vacs	03/90	03/91	213	179	34	Yes	Yes	CF 609051014
268	Underground Fuel Tanks - Various Locations	03/90	12/90	130	-	130	Yes	Yes	CF 649041007
269	Renovations to Office & Yard & Ventillation System - Fleet Services	03/90	12/90	169	12	157	Yes	Yes	CF 649041012
270	Upper Ottawa Depot	03/90	12/91	359	1	358	Yes	Yes	CF 609041009
271	Construct/Repair Parking Lots	03/90	12/90	107	-	107	Yes	Yes	CF 629045009
272	Emergency Crest Stabilization	04/90	1990	429	366	63	Yes	Yes	CF 629049003



City of Hamilton  
Treasury

**SUMMARY OF CAPITAL PROJECTS IN PROGRESS**

as at June 30, 1990  
(000's)

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Yes or No		
							Construction (8)	Budget (9)	
<b><u>Department of Culture &amp; Recreation</u></b>									
309	West Mountain Twin Pad Arena	1990	1992	5,588	-	5,588	<input type="checkbox"/> No	<input type="checkbox"/> No	CF 709041012
311	Bike Paths (Phases 2, 3 & 4)	05/87	12/90	990	135	854	Yes	Yes	CF 708743001-002
315	Senior Citizens Drop-In-Centre	05/88	12/91	100	7	93	Yes	Yes	CF 708941003
318	Y.W.C.A. Capital Grant - 1990 Portion	03/90	12/90	150	-	150	Yes	Yes	CF 259041006
319	Playground Equipment - Various Locations	03/90	12/90	100	17	83	Yes	<input type="checkbox"/> No	Various
320	Sir Winston Churchill Centre - Filtration System	04/90	07/90	150	-	150	Yes	Yes	CF 709041008
321	Senior Citizens Centre	11/90	11/92	2,100	-	2,100	<input type="checkbox"/> No	Yes	CF 709041013
322	Construct Air Structure Twinning Mountain Arena	06/90	11/90	2,012	41	1,971	Yes	Yes	
<b><u>Parks Division</u></b>									
356	Chedoke Golf Course Storage and Workshop	06/86	On Hold	161	-	161	<input type="checkbox"/> No	Yes	CF 628641001
363	Mohawk Sports Park Construction of Utility Building	07/87	12/90	222	173	49	Yes	Yes	CF 628754001/004



## SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at June 30, 1990				Is the Project on Target? Yes or No (8)	Centre Number (10)	
		Month/Year of Project		Expended and Committed (6)	Balance Available (7)			
		Start (3)	Finish (4)					
								Gross Cost (5)
<b>(351-400) Parks Division-Ctd.</b>								
366	Upgrading of Gage Park	05/88	06/90*	118	110	8	Yes	CF 628854002
367	Sackville Hill Park - Paving Parking Lot	05/88	09/90*	60	39	21	Yes	CF 628845001
368	Mountain Drive Park Repairs	05/88	12/90	100	24	76	Yes	CF 628854003
371	Mohawk Sports Park - Fieldhouse	05/88	06/90	81	80	1	Yes	CF 628841001
372	T.B. McQueston Park Development - Stage 1	05/88	12/92	50	18	32	Yes	CF 628854004
373	Construction of Utility Building - Brian Timmis Stadium	04/88	06/90	170	156	14	Yes	CF 628854001
378	Mohawk Sports Park, Irrigation System, Bleachers and Floodlighting	05/89	12/92	400	116	284	Yes	CF 628954001
379	Sam Lawrence Park - Upgrading	05/89	12/93	2,325	28	2,297	Yes	CF 628954002
383	Bow Valley Creek - Alterations	05/89	07/90*	60	-	60	Yes	CF 628949001
384	Renovations/Repairs - Ivor Wynne Stadium	03/90	12/90	345	-	345	Yes	CF 629054017
385	Floodlighting - Sam Manson Park	06/90	12/90	86	-	86	Yes	CF 629054011
386	Park Development and Redevelopment	03/90	12/90	1,288	-	1,288	Yes	CF 629054012
387	Gage Park - Perennial Borders	03/90	12/90	22	-	22	Yes	CF 628954003
388	Red Hill Creek Master Plan Implementation	03/90	06/91	1,157	-	1,157	Yes	CF 629054013
389	T.B. McQueston Park Development	03/90	12/96	4,614	-	4,614	Yes	CF 629054014
390	Fieldhouse - Mohawk Sports Park	03/90	12/91	440	-	440	Yes	CF 629054018
391	Facilities Building - Gage Park	03/90	08/91	460	-	460	Yes	CF 629054019



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at June 30, 1990 (000's)					Is the Project on Target? Yes or No Construction (8)	Budget (9)	Centre Number (10)
		Month/Year of Project Start (3)	Finish (4)	Gross Cost (5)	Expended and Committed (6)	Balance Available (7)			
<b>(351-400) Parks Division-Ctd.</b>									
392	Churchill Lawn Bowling Club - Lighting System Replacement	03/90	12/90	31	-	31	Yes	Yes	CF 629054015
393	Mountain Park - Crest Stabilization Plan	03/90	12/92	250	-	250	Yes	Yes	CF 629049003
<b>(401-450) H.E.C.F.I. (401-410) Corporate</b>									
403	Automated Facilities Management Computer System	06/88	08/90*	83	24	59	Yes	Yes	CF 928651003
405	Automated Facilities Management Computer System	08/90	12/90	75	-	75	Yes	Yes	CF 929051008
406	T.V. Monitor	06/89	12/90	50	-	-	Yes	Yes	CF 928941007
<b>(411-420) Copps Coliseum</b>									
411	Victor K. Copps - Construction Renovations	08/83	12/91	41,429	40,614	815	Yes	Yes	CF 928341001-019
412	New Equipment & Renovations	07/87	12/90*	130	88	42	Yes	Yes	CF 928741001
413	New Equipment & Renovations	04/88	12/90*	120	84	36	Yes	Yes	CF 928841002
414	New Equipment	06/89	12/90	97	65	32	Yes	Yes	CF 928941004
415	New Equipment & Renovations	09/90	12/90	50	15	35	Yes	Yes	CF 929051002
416	Private Boxes - Study	10/90	12/90	100	-	100	No	Yes	CF 929051003
417	Satellite Dish	10/90	11/90	70	-	70	Yes	Yes	CF 929051004



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at June 30, 1990 (000's)				Is the Project on Target?			Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Construction (8)	Budget (9)	
(401-450)	H.E.C.F.I.-Ctd.								
(421-430)	Hamilton Place								
421	Great Hall Sound Console	11/88	06/91	202	72	130	Yes	Yes	CF 928851003
422	Great Hall Banners	05/89	12/90*	130	3	127	Yes	Yes	CF 928941001
423	Furniture, Equipment & Renovations	07/90	12/90	160	-	160	Yes	Yes	CF 929051005
424	Great Hall Banners	09/90	12/90	570	-	570	Yes	Yes	CF 929041011
(431-440)	Convention Centre								
431	Furniture & Equipment	06/87	06/90	288	282	6	Yes	Yes	CF 928751001
433	Equipment & Renovations	06/89	12/90	320	51	269	Yes	Yes	CF 928941006
434	Furniture, Equipment, Renovations	07/90	12/90	62	-	62	Yes	Yes	CF 929051007
435	Lighting Retrofit	05/90	06/90	49	44	5	Yes	Yes	CF 928941013
(441-450)	C.U.P.								
441	Replacement and Overhaul								
442	- Equipment	04/88	06/90	410	370	40	Yes	Yes	CF 928851001
442	Replacement and Overhaul								
443	- Equipment	06/89	12/90*	115	59	56	Yes	Yes	CF 928941005
443	Equipment & Renovations	07/90	10/90	90	15	75	Yes	Yes	CF 929041001
(451-500)	Hamilton & Scourge								
452	Laboratory Facility & Equipment	06/89	12/90	150	-	150	Yes	Yes	CF 738841002
453	Hamilton & Scourge - Jason Project	03/90	03/91	350	323	27	Yes	Yes	CF 738904001



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at June 30, 1990 (000's)													
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)				
		Start (3)	Finish (4)				Construction (8)	Budget (9)					
<b>(501-550) Hamilton Public Library Board</b>													
502	Replacement - Specialized Office Equipment and Furnishings	08/87	06/90	*107	102	5	Yes	Yes	CF 918751001				
503	Terryberry Library Addition - 2nd Floor	08/87	12/90*	2,471	500	1,971	Yes	Yes	CF 918741001				
508	Furniture & Equipment - Office Computerization	09/88	12/90*	40	8	32	Yes	Yes	CF 918851002				
509	Furniture & Equipment - Office Computerization	06/89	06/90*	20	14	6	Yes	Yes	CF 918941010				
510	Furniture & Equipment - Office Automation	09/90	12/90	13	-	13	Yes	Yes	CF 919051008				
511	Automation of Information Files	09/90	12/90	131	-	131	Yes	Yes	CF 919051009				
512	Office Automation	09/90	12/90	72	5	67	Yes	Yes	CF 919051010				
513	Automation & Collection Access - Phases II-V	09/90	12/90	181	-	181	Yes	Yes	CF 919051011				
514	Sherwood Library Branch Relocation	05/90	10/90	356	24	332	Yes	Yes	CF 919041014				
515	Library - Land Acquisition South East Mountain	06/90	12/90	555	-	555	Yes	Yes	CF 919041010				
516	Red Hill Library Expansion	10/89	06/90	274	269	5							
<b>(601-650) Planning</b>													
601	Enclaves Clearance	08/87	12/91	3,000	1,422	1,578	Yes	Yes	CF 308750001				



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at June 30, 1990 (000's)				Is the Project on Target? Yes or No	Centre Number (10)	
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)			Balance Available (7)
		Start (3)	Finish (4)					
<u>(701-750) Community Development Department</u>								
701	Downtown Action Plan - Phase III B	07/86	12/90*	1,300	1,241	Yes	CF 428603001	
702	Downtown Action Plan - Phase II	07/85	12/90*	1,603	1,597	Yes	CF 428403001	
704	James St. North Streetscape	07/86	12/90*	1,994	1,968	Yes	CF 428103001	
706	Downtown Action Plan - Phase IV	05/87	12/90	1,199	772	Yes	CF 428803001	
707	O.N.I.P. Corktown/Stinson	05/87	12/90	900	752	Yes	CF 428701001	
708	Facade Improvement Programme	07/87	12/90	800	328	Yes	CH 4X001 00321	
711	Commercial Improvement Programme	06/87	12/91	2,500	781	Yes	CF 428705001	
715	P.R.I.D.E. Programs - Crown Point West/Stipeley - Phase II	05/89	12/92	700		Yes	CF 428902002	
716	Waterfront Redevelopment (1990 Portion) - Hamilton's West Harbour	1990	1994	500	-	No	CF 418454011	
717	Central/Beasley Housing Intensification Program	1990	1993	1,860	-	Yes	Yes	
718	P.R.I.D.E. Program - Beasley/Central	1990	1992	740	-	Yes	Yes	
719	Barton Street Demonstration Loan Program	1990	1990	200	-	Yes	Yes	

Note: \* Indicates date has changed from previous reporting.



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CERAMIC BELTING REPLACEMENT - CITY HALL

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:

- (a) Project No. 34529 (b) Page No. 1  
(c) Month/Year of Project - Start: 01/85 Finish: being reviewed  
(d) Gross Cost of the Project: \$40,000  
(e) Nature of Financing: (i) Debenture \$  
(ii) Reserve/Capital Levy \$40,000  
(iii) Other (Specify) \$

2. City Council Action:

- (a) Project Approved by Standing Committee  
(i) Section No. N/A (ii) Report No. N/A  
(b) Financing Approval by Executive Committee  
(i) Section No. 16 (ii) Report No. 8  
(c) Date of City Council Approval - Various  
(d) Ontario Municipal Board  
(i) No. N/A (ii) Date - N/A

3. Status of Work-In-Progress Account

- (a) Centre No. CF328541002  
(b) Gross Cost as Approved by City Council - \$40,000  
Less: Actual Expenditure \$  
Commitments \_\_\_\_\_  
Balance Available \$40,000  
=====

(c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department - Architectural Division

5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_\_ No X  
If no, explain. This project is presently being reviewed  
with the assistance of the Architectural Division.

6. Is the project within the budget allocation? Yes \_\_\_\_ No X  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is  
completed - \$Nil  
(b) Is the amount the same as per approved five year  
capital budget program? Yes X No \_\_\_\_  
If no, explain.

8. The first year in which the City current budget is affected - N/A

9. Will it create any new City jobs once completed? Yes \_\_\_\_ No X  
If yes, quote the number of new City employees' -



86/03/10

STATUS REPORT - CAPITAL PROJECTPROJECT NAME: ALTERATIONS TO RECREATIONAL BUILDINGS FOR HANDICAPPED ACCESS

as at June 30, 1990

## (A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
  - (a) Project No. 36302 (b) Page No. 2
  - (c) Month/Year of Project - Start: 09/86 Finish: 12/90
  - (d) Gross Cost of the Project: \$100,000
  - (e) Nature of Financing:
 

(i) Debenture	\$
(ii) Reserve/Capital Levy	\$100,000
(iii) Other (Specify)	\$
2. City Council Action:
  - (a) Project Approved by Standing Committee P. & R.
    - (i) Section No. 13 (ii) Report No. 13
  - (b) Financing Approval by Executive Committee
    - (i) Section No. 3 (ii) Report No. 14
  - (c) Date of City Council Approval - May 27, 1986
  - (d) Ontario Municipal Board
    - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 

(a) Centre No. CF708641003	
(b) Gross Cost as Approved by City Council -	\$100,000
Less: Actual Expenditure \$6,430	
Commitments	<u>6,430</u>
Balance Available	\$ 93,570
	=====

  - (c) Source of Financing - Comments

## (B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Division
5. Is the project progressing as scheduled per 1(c) above? Yes      No X  
 If no, explain.  
 Limited funds expended from this account. Division has simply not had the time to devote to this project.
6. Is the project within the budget allocation? Yes X No       
 If no, explain.

## (C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
- (b) Is the amount the same as per approved five year capital budget program? Yes X No       
 If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes      No X



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: H.S.P.C.A. - CAPITAL GRANT

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
  - (a) Project No. 16.1 (b) Page No.
  - (c) Month/Year of Project - Start: 03/90 Finish: 12/90
  - (d) Gross Cost of the Project: \$282,000
  - (e) Nature of Financing:
    - (i) Debenture \$
    - (ii) Reserve/Capital Levy \$282,000
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Date of City Council Approval - March 16, 1990
  - (b) Approval by Finance & Administration Committee
    - (i) Section No.
    - (ii) Report No.
  - (c) Ontario Municipal Board
    - (i) No.
    - (ii) Date -
3. Status of Work-In-Progress Account
  - (a) Centre No. CF259041008
  - (b) Gross Cost as Approved by City Council - \$282,000  
Less: Actual Expenditure \$ -  
Commitments \_\_\_\_\_
  - Balance Available \$282,000  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Treasury
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X \*  
If no, explain.  
  
\*Disagreement with the other five area municipalities on cost distribution.
6. Is the project within the budget allocation? Yes X No \_\_\_  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A - a replacement building.  
(b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - 1995
9. Will it create any new City jobs once completed? Yes \_\_\_ No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARKING FACILITIES - PROPERTY ACQUISITION

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
  - (a) Project No. 34413 (b) Page No. 13
  - (c) Month/Year of Project - Start: 02/84 Finish: Unknown
  - (d) Gross Cost of the Project: \$1,700,000
  - (e) Nature of Financing:
    - (i) Debenture \$1,700,000
    - (ii) Reserve/Capital Levy \$
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Project Approved by Standing Committee T. & E.
    - (i) Section No. 1 (ii) Report No. 1
  - (b) Financing Approval by Executive Committee
    - (i) Section No. 8 (ii) Report No. 3
  - (c) Date of City Council Approval - February 14, 1984
  - (d) Ontario Municipal Board
    - (i) No. E84015 (ii) Date - April 11, 1984
3. Status of Work-In-Progress Account
  - (a) Centre No. CF708445001
  - (b) Gross Cost as Approved by City Council - \$1,700,000  
Less: Actual Expenditure \$1,430,783  
Commitments 1,430,783  
Balance Available \$ 269,217  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property Real Estate Division
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_\_ No X  
If no, explain. Three residential units on Bay Street  
to be acquired collectively are not available at this time.  
Still persuing purchase of all three.
6. Is the project within the budget allocation? Yes X No \_\_\_\_  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is  
completed - \$Nil  
(b) Is the amount the same as per approved five year  
capital budget program? Yes X No \_\_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes \_\_\_\_ No X



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARKING FACILITIES - DEMOLITION & SITE PREPARATION

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
  - (a) Project No. 34413-A (b) Page No. 13
  - (c) Month/Year of Project - Start: 09/85 Finish: Unknown
  - (d) Gross Cost of the Project: \$590,000
  - (e) Nature of Financing:
    - (i) Debenture \$590,000
    - (ii) Reserve/Capital Levy \$
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Project Approved by Standing Committee Executive
    - (i) Section No. 5 (ii) Report No. 7
  - (b) Financing Approval by Executive Committee
    - (i) Section No. 5 (ii) Report No. 7
  - (c) Date of City Council Approval - April 9, 1985
  - (d) Ontario Municipal Board
    - (i) No. E850450 (ii) Date - June 7, 1985
3. Status of Work-In-Progress Account
  - (a) Centre No. CF908545001
  - (b) Gross Cost as Approved by City Council - \$590,000  
Less: Actual Expenditure \$275,319  
Commitments 275,319  
Balance Available \$314,681  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parking Authority
5. Is the project progressing as scheduled per 1(c) above? Yes      No X  
If no, explain. Finance and Administration approved development plans in 1989 to be brought back for consideration.
6. Is the project within the budget allocation? Yes X No       
If no, explain. Under review.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$90,809  
(b) Is the amount the same as per approved five year capital budget program? Yes X No       
If no, explain.
8. The first year in which the City current budget is affected - 1986
9. Will it create any new City jobs once completed? Yes      No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARKING AUTHORITY - JOHN/REBECCA DECKING

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
  - (a) Project No. 30.0
  - (b) Page No.
  - (c) Month/Year of Project - Start: 1990 Finish: 1990
  - (d) Gross Cost of the Project: \$2,600,000
  - (e) Nature of Financing:
    - (i) Debenture \$
    - (ii) Reserve/Capital Levy \$2,600,000
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Date of City Council Approval - March 16, 1990
  - (b) Approval by Finance & Administration Committee
    - (i) Section No.
    - (ii) Report No.
  - (c) Ontario Municipal Board
    - (i) No.
    - (ii) Date -
3. Status of Work-In-Progress Account
  - (a) Centre No. CF909045005
  - (b) Gross Cost as Approved by City Council - \$2,600,000  
Less: Actual Expenditure \$  
Commitments - -  
Balance Available \$2,600,000  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parking Authority
5. Is the project progressing as scheduled per 1(c) above? Yes      No X  
If no, explain. Parking Authority will not be proceeding until final plan developed and funding assured.
6. Is the project within the budget allocation? Yes X No       
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$200,000  
(b) Is the amount the same as per approved five year capital budget program? Yes X No       
If no, explain.
8. The first year in which the City current budget is affected - 1990
9. Will it create any new City jobs once completed? Yes      No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARKING AUTHORITY - KING WILLIAM/MARY DECKING

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
  - (a) Project No. 32.0 (b) Page No.
  - (c) Month/Year of Project - Start: 1990 Finish: 1990
  - (d) Gross Cost of the Project: \$3,300,000
  - (e) Nature of Financing:
    - (i) Debenture \$
    - (ii) Reserve/Capital Levy \$ 100,000
    - (iii) Other (Specify) \$3,200,000
2. City Council Action:
  - (a) Date of City Council Approval - March 16, 1990
  - (b) Approval by Finance & Administration Committee
    - (i) Section No.
    - (ii) Report No.
  - (c) Ontario Municipal Board
    - (i) No.
    - (ii) Date -
3. Status of Work-In-Progress Account
  - (a) Centre No. CF909045007
  - (b) Gross Cost as Approved by City Council - \$3,300,000  
Less: Actual Expenditure \$  
Commitments -
  - Balance Available \$3,300,000  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parking Authority
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X  
If no, explain.  
This project involves second and third parties which is still being worked on.
6. Is the project within the budget allocation? Yes X No \_\_\_  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$100,000  
(b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - 1990
9. Will it create any new City jobs once completed? Yes \_\_\_ No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: WEST MOUNTAIN TWIN PAD ARENA

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
  - (a) Project No. 53.0
  - (b) Page No.
  - (c) Month/Year of Project - Start: 1990 Finish: 1992
  - (d) Gross Cost of the Project: \$5,588,410 (see Note)
  - (e) Nature of Financing:
    - (i) Debenture \$4,593,410
    - (ii) Reserve/Capital Levy \$
    - (iii) Other (Specify) \$ 995,000Provincial Grant
2. City Council Action:
  - (a) Date of City Council Approval - March 16, 1990, June 26, 1990
  - (b) Approval by Finance & Administration Committee
    - (i) Section No.
    - (ii) Report No.
  - (c) Ontario Municipal Board
    - (i) No.
    - (ii) Date -
3. Status of Work-In-Progress Account
  - (a) Centre No. CF709041012
  - (b) Gross Cost as Approved by City Council - \$5,588,410  
Less: Actual Expenditure \$  
Commitments \_\_\_\_\_  
Balance Available \$5,588,410  
=====
  - (c) Source of Financing - Comments

Note: Reduced from \$7.6m to \$6.1m by Council May 29, 1990 and by \$512 June 26, 1990.

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X  
If no, explain.
6. Is the project within the budget allocation? Yes \_\_\_ No X  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$440,000  
(b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - Unknown
9. Will it create any new City jobs once completed? Yes X No \_\_\_  
If yes, quote the number of new City employees' - 2 Mt. Twin - #322  
6 Twin Pad



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PLAYGROUND EQUIPMENT - VARIOUS LOCATIONS

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:

- (a) Project No. 54.0 (b) Page No.  
(c) Month/Year of Project - Start: 01/90 Finish: 12/90  
(d) Gross Cost of the Project: \$100,000  
(e) Nature of Financing: (i) Debenture \$  
(ii) Reserve/Capital Levy \$100,000  
(iii) Other (Specify) \$

2. City Council Action:

- (a) Date of City Council Approval - March 16, 1990 (see Note)  
(b) Approval by Finance & Administration Committee  
(i) Section No. (ii) Report No.  
(c) Ontario Municipal Board  
(i) No. (ii) Date -

3. Status of Work-In-Progress Account

- (a) Centre No. CFVarious  
(b) Gross Cost as Approved by City Council - \$100,000  
Less: Actual Expenditure \$ (Council  
Commitments 16,500 16,500 Approvals)  
Balance Available \$ 83,500  
=====

(c) Source of Financing - Comments

NOTE: Priority listing to Standing Committee before commencement.

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation

5. Is the project progressing as scheduled per 1(c) above? Yes X No \_\_\_\_  
If no, explain.

6. Is the project within the budget allocation? Yes \_\_\_\_ No X  
If no, explain.  
Additional fund being requested.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is  
completed - \$5,000  
(b) Is the amount the same as per approved five year  
capital budget program? Yes X No \_\_\_\_  
If no, explain.

8. The first year in which the City current budget is affected - 1990

9. Will it create any new City jobs once completed? Yes X No \_\_\_\_  
If yes, quote the number of new City employees' - 2



Form No. 782  
86/03/10

STATUS REPORT - CAPITAL PROJECTPROJECT NAME: SENIOR CITIZEN'S CENTRE

as at June 30, 1990

## (A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
 

(a) Project No. 56.0	(b) Page No.	
(c) Month/Year of Project - Start: 11/90		Finish: 11/92
(d) Gross Cost of the Project:	\$2,100,000	
(e) Nature of Financing: (i) Debenture		\$2,100,000
(ii) Reserve/Capital Levy	\$	
(iii) Other (Specify)	\$	
2. City Council Action:
 

(a) Date of City Council Approval - March 16, 1990	
(b) Approval by Finance & Administration Committee	
(i) Section No.	(ii) Report No.
(c) Ontario Municipal Board	
(i) No.	(ii) Date -
3. Status of Work-In-Progress Account
 

(a) Centre No. CF709041013	
(b) Gross Cost as Approved by City Council -	\$2,100,000
Less: Actual Expenditure \$	
Commitments	_____
Balance Available	\$2,100,000
	=====
(c) Source of Financing - Comments	

## (B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X  
If no, explain.  
Consultants report behind schedule.
6. Is the project within the budget allocation? Yes X No \_\_\_  
If no, explain.

## (C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$400,000
- (b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - 1991
9. Will it create any new City jobs once completed? Yes X No \_\_\_  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CHEDOKE GOLF COURSE STORAGE AND WORKSHOP

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
  - (a) Project No. 36626 (b) Page No. 19
  - (c) Month/Year of Project - Start: 06/86 Finish: see Note
  - (d) Gross Cost of the Project: \$161,00
  - (e) Nature of Financing:
    - (i) Debenture \$
    - (ii) Reserve/Capital Levy \$161,000
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Project Approved by Standing Committee P. & R.  
(Section No. Various (ii) Report No. Various
  - (b) Financing Approval by Executive Committee  
(i) Section No. Various (ii) Report No. Various
  - (c) Date of City Council Approval - Various
  - (d) Ontario Municipal Board  
(i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
  - (a) Centre No. CF628641001
  - (b) Gross Cost as Approved by City Council - \$161,000  
Less: Actual Expenditure \$ -  
Commitments - -  
Balance Available \$161,000  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Division  
(Parks Division)
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X  
If no, explain.  
Note: On hold pending a review of the best expansion alternative.
6. Is the project within the budget allocation? Yes X No \_\_\_  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$1,000  
(b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - 1990
9. Will it create any new City jobs once completed? Yes \_\_\_ No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: COPPS COLISEUM - PRIVATE BOXES - STUDY

as at June 30, 1990.

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:
  - (a) Project No. 88.1 (b) Page No.
  - (c) Month/Year of Project - Start: 10/90 Finish: 12/90 (Pending decision on NHL Franchise)
  - (d) Gross Cost of the Project: \$100,000
  - (e) Nature of Financing:
    - (i) Debenture \$
    - (ii) Reserve/Capital Levy \$100,000
    - (iii) Other (Specify) \$
2. City Council Action:
  - (a) Date of City Council Approval - March 16, 1990
  - (b) Approval by Finance & Administration Committee
    - (i) Section No.
    - (ii) Report No.
  - (c) Ontario Municipal Board
    - (i) No.
    - (ii) Date -
3. Status of Work-In-Progress Account
  - (a) Centre No. CF929051003
  - (b) Gross Cost as Approved by City Council - \$100,000  
Less: Actual Expenditure \$  
Commitments \_\_\_\_\_  
Balance Available \$100,000  
=====
  - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes     No X  
If no, explain.  
Pending decision on NHL Franchise.
6. Is the project within the budget allocation? Yes X No      
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A  
(b) Is the amount the same as per approved five year capital budget program? Yes X No      
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes     No X  
If yes, quote the number of new City employees' -



STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: WATERFRONT REDEVELOPMENT - HAMILTON'S WEST HARBOUR

as at June 30, 1990

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1990-1994 Five Year Capital Budget Program:

(a) Project No. 112.0 (b) Page No.  
(c) Month/Year of Project - Start: 1990 Finish: 1994  
(d) Gross Cost of the Project: \$30,250,000  
(e) Nature of Financing: (i) Debenture \$ 3,700,000  
(ii) Reserve/Capital Levy \$  
(iii) Other (Specify) \$26,550,000  
Province - \$13,275,000  
Federal - \$13,275,000

2. City Council Action:

(a) Date of City Council Approval - March 16, 1990 (see Note)  
(b) Approval by Finance & Administration Committee  
(i) Section No. (ii) Report No.  
(c) Ontario Municipal Board  
(i) No. (ii) Date -

3. Status of Work-In-Progress Account

(a) Centre No. CF418454011  
(b) Gross Cost as Approved by City Council - \$500,000 (1990 Portion)  
Less: Actual Expenditure \$  
Commitments \_\_\_\_\_  
Balance Available \$500,000  
=====

(c) Source of Financing - Comments

NOTE: Requires separate approval by Standing Committee before commencement.

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Community Development
5. Is the project progressing as scheduled per 1(c) above? Yes \_\_\_ No X  
If no, explain. Delay in environmental clean-up funding has delayed entire project for 1 year.
6. Is the project within the budget allocation? Yes X No \_\_\_  
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Unknown  
(b) Is the amount the same as per approved five year capital budget program? Yes X No \_\_\_  
If no, explain.
8. The first year in which the City current budget is affected - 1992
9. Will it create any new City jobs once completed? Yes X No \_\_\_  
If yes, quote the number of new City employees' -  
Unknown at this date.







# HAMILTON PUBLIC LIBRARY

Appendix "D" as referred to in  
Section 40 of the TWENTIETH Report  
of the Finance and Administration  
Committee for 1990.

55 YORK BOULEVARD, BOX 2700, STATION A. Envy Address: HAM.PUB.LIB.  
HAMILTON, ONTARIO L8N 4E4 Tel: (416) 529-8111, Fax: (416) 529-5326

JUN 08 1990

June 7, 1990

Alderman Brian Hinkley, Chairman  
Finance & Administration Committee  
The Corporation of the City of Hamilton  
City Hall  
71 Main Street West  
HAMILTON, Ontario L8N 3T4

Attention: John Thompson, Secretary, Finance & Administration  
Committee

Dear Alderman Hinkley:

Re: Feasibility of Establishing a Municipal Archive

The Hamilton Public Library Board, acting on a resolution of City Council dated September 1, 1987, established an Archives Committee reporting to the Library Board. The resolution reads as follows:

"That the City Council request the Hamilton Public Library to provide a report outlining the studies and actions necessary for the development of a City Archive".

Under the Chairmanship of Alderman David Christopherson, the Archives Committee initiated a review of the current issues regarding municipal archives and consulted broadly with representatives of area municipalities, local boards and commissions.

As a result of consultation, the Library Board developed a budget for a feasibility study for a municipal archives and initiated a grant from the Ministry of Culture & Communications for matching funding.

The Library Board recently received confirmation that the provincial funding is in place.

CHIEF EXECUTIVE OFFICER: Judith McAnanama

LIBRARY BOARD: Alderman David Christopherson, Linda Church, Perce Diebel, Angelo Dilanni,  
Jackie Isbester, Doreen Johnson, Margaret McGillivray, Tom Radigan, Peter Rogers, Alderman John Smith, John Syko



As well, a number of local municipalities, boards and commissions have agreed to take part in the study and assist with the funding.

I have attached for the Committee's information the final report of the Archives Committee which was endorsed by the Library Board at its meeting of May 28th, 1990.

This report constitutes the Library Board's report regarding its actions to respond to the City Council resolution. If the Committee wishes further information regarding the activities of the Board, we would be pleased to answer further questions.

Yours sincerely,

A handwritten signature in dark ink, appearing to read "Judith McAnanama". The signature is fluid and cursive, with the first name being more prominent.

Judith McAnanama  
Chief Executive Officer/Secretary

JMcA/kc  
Attach.



FINAL REPORT OF THE HAMILTON PUBLIC LIBRARY BOARD  
RE: DEVELOPMENT OF A CITY ARCHIVE  
DATED JUNE 7, 1990

I. ARCHIVES: INTRODUCTION

Archival materials encompass a wide range of form and media, all of which are intended to communicate and transmit information. Nonetheless, they have one thing in common: after careful appraisal they are deemed worthy of long term or permanent preservation. Created in response to both research and administrative needs, archives serve a very broad clientele. Researchers from a multitude of disciplines and with a wealth of interests ranging from academics to members of the general public turn to archives when studying the past.

Archives also serve as a corporate memory of their sponsoring agency, whether public or private institutions. Archives consequently are a practical response to the need for quick access to reliable information which enables decision makers to act with full possession of the facts of the past. Moreover, as part of the process of records management, archives are an important factor contributing to the development of efficient and cost-effective administration.

In Ontario, the enactment of the Freedom of Information and Protection of Privacy Act at the municipal/local level, as of January 1st, 1991, not only will make it critical that municipalities adopt good record management practices, but also reinforces and highlights the importance of archives at the municipal level.

II. ESTABLISHMENT OF ARCHIVES COMMITTEE

In December, 1987, at the request of Hamilton City Council, the Hamilton Public Library Board established a committee to examine the need for a municipal archive in Hamilton. Members of this committee were drawn from City Council, the Library Board, the Hamilton Historical Board, the City Clerk's Office and the Special Collections Department of the Hamilton Public Library.

The Committee was composed of the following:



Alderman David Christopherson, Chair  
Tom Radigan, Hamilton Public Library Board  
Judith McAnanama, C.E.O., Hamilton Public Library  
Carolyn Gray, Hamilton Historical Board  
Stan Hollowell, City Clerk's Office  
Brian Henley, Special Collections Department, Hamilton  
Public Library

The Committee established the following as the scope of their work:

1. The development of a collection policy statement for a future municipal archive.
2. A review of the Hamilton Public Library's Special Collections mandate.
3. A review of current initiatives in the province regarding municipal archives.
4. A review of the Freedom of Information and Protection of Privacy Act.
5. A review of various literature regarding existing archival models and principles.
6. A brief review of the current status of the archives of the Regional Municipality of Hamilton-Wentworth and the City of Hamilton.

In the course of its deliberations, the Committee decided to broaden the geographical scope of its investigation to include, not only the City of Hamilton, but also the Regional Municipality of Hamilton-Wentworth, its constituent municipalities and townships and various regional/municipal boards and commissions.

The Committee hosted three (3) planning lunches to which representatives from the area municipalities and regional municipal boards and commissions were invited. The concept of the establishment of a municipal archive was explored and preliminary discussions regarding support for the initiation of a feasibility study took place. As a result of these meetings, the representatives attending expressed support for a feasibility study.



Upon completion of this work the Archives Committee recommended to the Hamilton Public Library Board that a feasibility study for the establishment of an archive of municipal records be initiated and that the possibility of utilizing provincial funds matched with municipal and local board contributions be explored.

The Hamilton Public Library Board at its meetings of April 17, 1989 and November 20, 1989 passed the following motions:

1. That the Hamilton Public Library Board allocate the sum of \$2,000.00 representing its share of the cost of hiring a consultant to conduct a feasibility study for the establishment of an archive of municipal records. (April 17, 1989)
2. That the Hamilton Public Library Board undertake a feasibility study for the establishment of an archive of municipal records within the Hamilton Wentworth Region and make a request for a grant under the Cultural Facilities Improvement Program, and (November 20, 1989)
3. That the Hamilton Public Library Board manage the feasibility study and establish an appropriate account so that participants may transfer their committed funds to the Library Board for deposit and payment approval once the study is underway. (November 20, 1989)

### III. SUMMARY OF THE ARCHIVE COMMITTEE INVESTIGATION

In the century and a half since the City of Hamilton was incorporated, a large proportion of the records generated by the City and its agencies and boards have been lost, destroyed or otherwise alienated from their creating agency. In spite of this, a considerable amount of archival material remains. It has proven invaluable for research done by academics from a wide range of disciplines and the general public and has proved important in the conduct of City business particularly with reference to court cases.

During its review of archive reports, the Committee concluded that municipalities often are faced with a quandry when dealing with their records. On the one hand, often they are hesitant to destroy or otherwise dispose of records in the belief that they may be needed at a later date.



On the other hand, it is impossible to preserve each record which is created in the conduct of municipal business: this is cost prohibitive and leads to confusion and overcrowding. In the case of the City of Hamilton, historical records have been listed for destruction in municipal bylaws. Material, deemed to be expendable, a portion of which today would be viewed to constitute a valuable archive record, both as evidence of the operations of local government and as a research source, ranged from committee minute books to departmental scrapbooks, ledgers, journals and correspondence.

Currently, retention and preservation of municipal records in Hamilton is governed and regulated by the City of Hamilton's Records Retention Bylaw (No. 81-21 A) which was prepared in accordance with statutory requirements. The bylaw provides schedules of records to be retained by each department with descriptions of materials involved and notations concerning the period of retention.

In the course of its investigation, the Committee determined that there is no central repository for archival materials generated by the local municipalities. Municipal departments traditionally have retained physical custody over their own historical records and determined user access in cases where material could be located and retrieved. Records are scattered among numerous locations which do not meet recognized standards for storage and environmental controls.

Some municipal departments have transferred their historical records to the Special Collections Department of the Hamilton Public Library:

This action has lead to serious overcrowding. City departments faced similar overcrowding and, focussed on more immediate operational requirements, often are unable to ensure the viability of the archival material in their custody and to meet the rapidly growing demand on the part of the public for access.

An additional and important factor contributing to the lack of central control is the absence of a comprehensive records retention bylaw prepared not only according to the statutory requirements determining records retention (i.e. the Municipal Act) but also with an awareness of the archival value of records. The Committee is aware that archives and good records management practices go hand in hand.



The Committee concluded that this situation, combined with increased public demand for access to records, and the requirements of the Ontario Government's Freedom of Information and Protection of Privacy Act to be enacted at the municipal level in January 1991, make it imperative that the historical records of the local municipalities and boards be preserved, vetted and made accessible. The Freedom of Information Act permits the right of access to information in accordance with the principles that information should be available to the public, that exemptions to the right of access should be limited and specific, and that the personal privacy of individuals must be protected. In order to respond to the Act, municipalities/boards will need to have good records management practices in place. Moreover, the Act holds the potential of increasing public demand for municipally generated records.

The Committee recognized that the creation of an archives would be of great assistance in responding to the Act in the long term.

#### IV. DESCRIPTION OF THE PROPOSED STUDY

The proposed study will assess the state of records management of municipally generated records within the Hamilton/Wentworth Region, determine the scope of a municipal archives which is necessary, and propose an implementation plan for the establishment of a municipal archive.

The study participants will include:

- The City of Hamilton
- The Regional Municipality of Hamilton/Wentworth
- Hamilton Entertainment and Convention Facilities Inc. (HECFI)
- The Hamilton Public Library Board
- The Town of Ancaster
- The Town of Dundas
- The Township of Flamborough
- The Township of Glanbrook
- The Hamilton/Wentworth Regional Police
- The Hamilton Board of Education
- The Hamilton/Wentworth Roman Catholic Separate School Board



The study will be carried out by a consultant, or a number of consultants, who will be hired by and report to a broad-based Steering Committee.

The selected consulting firm will be required to include personnel with expertise in records management, archives management and facility planning.

The Steering Committee will be composed of the following members:

Councillors: Hamilton - one member

Hamilton/Wentworth Region - one member

Other Municipalities - one member to represent each area municipality

Hamilton Public Library Board - one member

Hamilton Public Library - Chief Executive Officer

City of Hamilton Clerk's Office - one member

Hamilton/Wentworth Region Clerk's Office - one member

School Boards - one member from each board

Hamilton-Wentworth Regional Police Commission - one member

H.E.C.F.I. (Hamilton Entertainment & Convention Facilities Inc.) - one member

Archives Committee members will act as resource people to the Steering Committee.

The study shall include:

1. The identification of municipal record holdings and their use.
2. The identification of capital and operating costs and the development of a costing model.
3. The description of space requirements.
4. The development of a storage model.



The consultant will prepare a report for each participant which will:

- i) Describe the impact upon the need of access to the municipal records by the Freedom of Information and Privacy Act.
- ii) Describe the state of records management of its municipally generated record.
- iii) Identify any specific improvement in existing records management activities/policies required to contribute towards a functioning municipal archive.

The consultant also will prepare a master report which will:

- i) summarize the state of records management of each participant and the impact of the Freedom of Information Act upon the need of access to those records.
- ii) document the extent to which support exists for the creation of a centralized municipal archives.
- iii) propose a plan of action to implement the findings of the study.

It is anticipated that the study will require six (6) months to complete from the date of retaining the consultant.

#### V. BENEFIT OF INITIATING A FEASIBILITY STUDY

The Archives Committee believes that a feasibility study on behalf of the area municipalities and local boards and commissions will provide a mechanism to maximize the benefits and to minimize the costs of examining the archival material generated at the municipal level and to provide sufficient information to be used as a planning guide for the future preservation and accessibility of these records to the community.

The feasibility study will achieve the following objectives:

1. Identification of municipal record holdings and their use.
2. A description of space requirements.



3. The identification of an appropriate storage model or models.
4. The identification of the capital costs necessary to fund the establishment of one or more municipal/local board archives.
5. The identification of the operating costs necessary to maintain these archives.
6. The identification of the extent to which support exists for the creation of a centralized municipal archives.
7. The development of a plan of action to implement the findings of the study.

## VI. CONCLUSION

The Hamilton Public Library Archives Committee, through its investigation, has concluded that the development of a long term plan to ensure the preservation and accessibility of municipal records is necessary. It is the Committee's belief that whether heritage is defined as being a building, museum, artifact or archival record, it is a non-renewable resource. The protection of our municipal heritage is essential. It is the expectation of the Committee that the recommendations emanating from the feasibility study will provide the foundation to ensure that Hamilton-Wentworth will preserve the knowledge and municipal experience that has been developed over two (2) centuries. Our municipal archives have suffered from the lack of appropriate attention and financial support. The Archives Committee believes that the introduction of the Freedom of Information and Protection of Privacy Act provides a timely catalyst for the long range planning for the preservation of our municipal records.



VII. APPENDICES

APPENDIX I - MUNICIPAL ARCHIVES COLLECTION POLICY

APPENDIX II - HAMILTON PUBLIC LIBRARY SPECIAL COLLECTIONS  
MANDATE

APPENDIX III - TERMS OF REFERENCE FOR A FEASIBILITY STUDY FOR  
THE ESTABLISHMENT OF AN ARCHIVE OF MUNICIPAL  
RECORDS







## APPENDIX I

### MUNICIPAL ARCHIVES COLLECTION POLICY

The primary focus of records' acquisition in the Municipal Archives shall consist of public records; that is, records generated by the Municipalities/Local Boards and School Boards of Hamilton-Wentworth (excluding the City of Stoney Creek and the Wentworth County Board of Education) their departments, committees, task forces, and organizations. Any and all corporate records which reflect the history of the office, its growth and change, its staff and programmes, its policies, procedures and relationships fall within the purview of this mandate. "Records" shall be defined as any correspondence, memoranda, forms, films, sound recordings, microfilm, variable data forms, or other documentary material regardless of physical form or characteristic created in, acquired, or received by a department, civic board, or agency in pursuance of civic law or in connection with the transaction of public business.

Public records which have historic value and have been alienated from the originating body will be sought out and transferred directly to the Archives.

The Municipal Archives shall collect private, non-government records which relate to the history of municipal government in Hamilton-Wentworth that is, the personal records of elected officials and public servants at the termination of their term of office.

November, 1989 Revised







## APPENDIX II

### Hamilton Public Library

#### SPECIAL COLLECTIONS MANDATE

Formed in October, 1974, the Special Collections Department assumed responsibility for three distinct subject collections already existing within the Hamilton Public Library system. A brief description of each collection and its mandate follows:

##### 1. Rare Books/Special Editions

This collection contains examples of early printed books, fine bindings, limited editions, signed copies, etc. Special Collections adds to this collection on a regular basis via purchase and donations - a representative rather than a comprehensive collection mandate.

##### 2. Canadiana Collection

One of the most comprehensive collections extant of books about Canada, by Canadians or published in Canada, published before the year 1951. This collection began with the formation of the first Hamilton Public Library in 1889, and became a separate reference only collection in 1914. Subject areas emphasized in collection development include Ontario local histories, and books relating to Arctic exploration and the War of 1812.

##### 3. Local History Collection

Formerly known as the Hamilton Collection, the mandate for this set of materials has been expanded to include the geographical boundaries of the Regional Municipality of Hamilton-Wentworth.

The mandate of the Local History Collection is to collect, preserve and make publically accessible, information in a wide variety of formats, relating to individuals and organizations involved in the historical development of the City of Hamilton and the former Wentworth County (currently known as the Regional Municipality of Hamilton-Wentworth).

The Local History Collection includes the following types of material:







### **3.1 Books**

General historical works relating to the City of Hamilton and the surrounding communities in the Regional Municipality of Hamilton-Wentworth. Fiction, poetry and other works written by authors born in, or residing in Hamilton-Wentworth plus city and suburban directories.

### **3.2 Newspapers and Periodicals**

Magazines and newspapers published in Hamilton-Wentworth. Extensive microfilm collections of greater Hamilton area newspapers from the early nineteenth century to the present. Extensive newspaper clipping files and scrapbooks carefully indexed for information relating to Hamilton-Wentworth subject areas.

### **3.3 Maps**

A substantial map collection and aerial photographs of Hamilton-Wentworth area.

### **3.4 Photograph Collection**

A major collection of historical and current photographs relating to subjects in the Regional Municipality of Hamilton-Wentworth. Portraits, streetscapes, views of buildings and views of special events are emphasized.

### **3.5 Archives**

Original, primary historical documents relating to individuals and organizations within the City of Hamilton and the former County of Wentworth. Includes correspondence, diaries, business and family papers, legal documents (i.e. wills, deeds) book manuscripts, etc.

### **3.6 Genealogy Collection**

An extensive collection of materials useful for genealogists tracing family connections of residents of Hamilton-Wentworth area. Includes census rolls, various Birth, Death and Marriage Registers from townships in former Wentworth County, Voters' Lists, Funeral records, assessment rolls, etc.







## APPENDIX III

### **FINAL**

#### TERMS OF REFERENCE

#### FOR A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF AN ARCHIVE OF MUNICIPAL RECORDS

February 5, 1990

#### **I. BACKGROUND**

In December, 1987, at the request of Hamilton City Council, the Hamilton Public Library Board established a committee to examine the need for a municipal archive in Hamilton. Members of this Committee were drawn from Hamilton City Council, the Hamilton Public Library Board, the Hamilton Historical Board, the Hamilton City Clerk's office, and the Special Collections Department of the Hamilton Public Library.

In the course of their deliberations, the Committee decided to broaden the geographical and administrative scope of their investigation in order to incorporate, not only the City of Hamilton, but also the Regional Municipality of Hamilton-Wentworth, its constituent municipalities and townships and various regional/municipal boards.

In the century and a half since the City of Hamilton was incorporated, a large proportion of the records generated by the City have been lost, destroyed or otherwise alienated from their creating agency. In spite of this, a considerable amount of historical material remains. It has proven invaluable for research done by academics from a wide range of disciplines and the general public, and has assisted in the conduct of city business, particularly with reference to court cases.

There is no central repository for historical material. Each department retains physical custody over its own historical records and determines user access in cases where material can be located and retrieved. Records are scattered among numerous locations which do not have appropriate storage and environmental controls.

City departments are unable, to ensure the viability of material in their custody, and to meet the rapidly growing demand on the part of the public for access.



An additional factor contributing to the absence of central control is the lack of a comprehensive records retention by-law.

This situation, combined with increased demand for public access and the requirements of the Ontario Government's Freedom of Information and Privacy Act, to be enacted at the municipal level in January of 1991, makes it imperative that the historical records of the City be preserved, vetted and made accessible. It was in recognition of the City's responsibility and obligations to its historical records, and of a desire to correct the existing situation that the Archives Committee was established.

Two meetings were held with representatives from area municipalities/boards on September 20, 1988 and January 19, 1989.

It was agreed to expand the scope of the study to encompass all municipally generated archives within the Hamilton-Wentworth Region. Therefore, it has been determined that a study should be undertaken to examine the feasibility of creating an archive for municipally generated records within the Hamilton-Wentworth Region.

The study will include:

- The City of Hamilton
- The Regional Municipality of Hamilton-Wentworth
- Hamilton Entertainment & Convention Facilities Inc.
- The Hamilton Public Library Board
- The Town of Ancaster
- The Town of Dundas
- Town of Flamborough
- Township of Glanbrook
- Hamilton-Wentworth Regional Police
- The Hamilton Board of Education
- The Hamilton-Wentworth Roman Catholic Separate School Board

## II. PURPOSE OF THE STUDY

The study will assess the state of records management of municipally generated records within the Hamilton-Wentworth region, determine the scope of a municipal archives which is necessary and propose an implementation plan for the establishment of a municipal archives.



### III. INFORMATION AVAILABLE TO THE CONSULTANTS

In conducting this feasibility study, the consultant should review the background materials compiled by the Archives Committee, the current records retention by-laws for the study participants and the report of the consultant for a Regional Records Centre for the Regional Municipality of Hamilton-Wentworth.

Collection scope policies have been developed for the Hamilton Public Library Special Collections Department and the proposed Municipal Archives. These policies are attached in Appendix No. 1 and define the collection jurisdiction of each facility. It should be noted that it is anticipated that the municipal archive will collect the personal records of elected officials and public servants. This portion of the collection is not part of this feasibility study.

The minutes of the committee and the reports prepared for the committee, including the Hamilton Public Library Special Collections Department's draft mandate and the proposed Archives Collection Policy also are to be reviewed.

The consultant will review the 1986 survey of the Historical Records of the City of Hamilton, 1847-1973 by C. Gray, which provides a preliminary analysis and arrangement of municipally-generated records held by the City of Hamilton and the Hamilton Public Library, the Archives Grant Guide published by the Ontario Association of Archivists, and Bulletin 46, Records Retention By-laws, published by the Ministry of Municipal Affairs and Housing.

In developing the alternative archival models, special attention should be paid to the examples of the City of Ottawa Archives, the Metropolitan Toronto Archives, and the Simcoe County Archives, and visits arranged to these institutions if so required.

### IV. SCOPE OF STUDY

#### 1. Identification of Municipal Record Holdings and Their Use.

The consultant will conduct a municipal records inventory of each participating body in order to determine the state of current records management practices in the Hamilton-Wentworth Region.



The inventory will identify, by owner, the size of the record holding, including:

- the volume of inactive and active records
- the volume of records which can be determined to be archival
- the range and volume of formats to be stored and,
- the anticipated future growth of the records which will eventually be deemed archival.

The consultant will identify the volume of records which can be determined to be related to operations of which it is anticipated a small percentage will be eligible for archive purposes.

The Consultant will define, within the context of the approved archive collection guidelines, (see attached) and relative to the inventory of municipal records completed, the amount of municipal records which exist for each municipality/local board, the location of those holdings and the users of those records.

In determining the location of the municipal records, the consultant will include information regarding ownership of the records and the current regulations regarding access to the records, including the existence of a records retention by-law.

The consultant will describe the extent to which the existing municipal records are accessible to the range of users who have been identified as requiring access.

The consultant will describe the various methods of retrieval, the application of indexing models and the use of automation.

The consultant will examine the impact of the Freedom of Information and Privacy Act upon the existing municipal records. The consideration of the impact of the Act will include answers to such questions as:

- will there be a significant increase in the number of users requiring access to the municipal records?
- will the number of municipal records currently open to the public require special handling in order to satisfy the privacy portion of the Act?



- will each municipality and/or local board be required to provide additional staff resources to manage the requests for access?

The consultant will determine the current level of satisfaction by the users of municipal records and identify areas requiring improvement.

## 2. Description of Space Requirements

Based upon the records inventory completed, the consultant shall determine the current volume of records, the growth of those records over twenty-five (25) years, and identify the extent to which all of the held records are eligible for archival storage.

The consultant will recommend the physical environment needed to maintain the records to accepted archival standards; the number of staff needed to ensure that appraisal processing, conservation and access requirements are met, and the administrative structure needed to ensure that the records are managed in a manner which reflects the requirements of the Municipal Act, the Freedom of Information and Privacy Act, and any other relevant provincial acts which affect municipal/local board records.

The consultant shall identify the size and type of facility/facilities that are required and the physical locations which will ensure, both ease of access, and proper environmental control.

The consultant will identify the existing forms of archival records, i.e.:

- microreprographic
- electronic conversion
- original format, etc.

## 3. Storage Model

The consultant will contact all municipalities and local boards located within the Hamilton-Wentworth Region to determine the willingness of each municipality/board to store archival records in a central storage location.



The consultant shall, based upon the willingness of the owners of archives to share storage facilities, and based upon space requirements and need of access to the archives, recommend whether or not the archives will be stored in one central location or will be distributed within the Hamilton-Wentworth Region. Consideration should be given to whether or not there is support for sub-categories of central storage or sub-units of centralized storage.

#### 4. Costs

The consultant will identify the capital costs of leasing or new construction necessary to fund the establishment of one or more municipal/local board archives and shall identify all start-up operating costs, and the annual operating costs necessary to maintain the services over five (5) years.

The consultant will identify the level of support available from the key funding bodies within the Hamilton-Wentworth Region, (e.g. Hamilton-Wentworth Regional Council, City of Hamilton Council, area municipalities and local area boards).

The consultant will also investigate additional and/or alternative sources of funding and/or the potential for local corporate sponsorship.

In the event that the consultant is able to identify more than one body willing to deposit its municipal records in a municipal archive, the consultant will develop and recommend appropriate cost sharing formulas of both capital and operating costs for the operation of the archive.

The consultant will recommend whether or not the project is feasible, identify the benefits to be achieved through the project and describe the costs/consequences to interests of participant organizations if an archive is not established.

#### 5. Consultant Recommendations

5.1 The consultant will prepare a report for each participant which will:

- Describe the impact upon the need of access to the municipal records by the Freedom of Information and Privacy Act.



- Describe the state of records management of its municipally generated records.
  - Identify any specific improvements in existing records information management activities/policies required to contribute towards a functioning municipal archive.
- 5.2 The consultant will prepare a master report which:
- will summarize the state of records management of each participant and the impact of F.O.I. upon the need of access to those records.
  - will document the extent to which support exists for the creation of a centralized municipal archives, and
  - will propose a plan of action to implement the findings of the study.

## V. MANAGEMENT OF THE PROJECT

### 1. Steering Committee

The project should be managed by a steering committee comprised of members of the organizations listed below. The steering committee will replace the Hamilton Public Library Archives Committee.

The committee structure proposed is as follows:

Councillors:	Hamilton - one (1) member.
	Hamilton-Wentworth Region - one (1) member.
	Other municipalities - one (1) member to represent each area municipality.
Library:	Chief Executive Officer - Hamilton Public Library.
Clerk's Offices:	Hamilton - one (1) member.
	Hamilton-Wentworth Region - one (1) member.
School Boards:	One (1) member from each board.
Regional Police Commission:	One member.



Hamilton Public  
Library Board:

One member.

Archives Committee  
(Library):

Will act as resource people to steering  
committee.

## 2. Study Management

The consultant will report on a regular basis to the steering committee who in turn will make copies available to their respective organizations.

### i) Meetings

The chairman, or his/her representative, will arrange and conduct all meetings. A quorum will be fifty (50%) percent plus one (1) of all members.

### ii) Questionnaire

The designing of questionnaires will be the function of the consultant. The committee may request that the consultant seek advice from the Ontario Archives to ensure that proper questions are being asked.

The administering of the survey questions will be the responsibility of the consultant with the co-operation of the participating municipal clerks, and the directors of education of participating school boards.

### iii) Conducting Interviews

The consultant will interview those municipal officers whose input is required to gather the data specified.

Consideration should be given to interviewing outside organizations that may have municipally generated documents of value worth preserving. There are many such organizations in the city. The following is a short list;

- The Head-of-the-Lake Historical Society
- The Hamilton branch of the Ontario Genealogical Society
- The now defunct Wentworth Women's Historical Society
- Hamilton Historical Association

### iv) Coordination

The project will be co-ordinated through the established steering committee.



The consultant will be expected to report to the steering committee on a regular basis, which will be established at the time the contract is awarded. The steering committee will prepare timely reports to the funding bodies which will provide information regarding progress and will identify those stages in the process which require action on the part of the funding bodies. The steering committee will work with the consultant to schedule the presentation of the final report to each funding body.

v) Printing of Reports

The consultant will prepare two copies of the report on the state of records management which is to be prepared for each participant and will prepare two copies of the global report for each participant.

vi) Timetable

March 1, 1990 -	Consultant on stream.
May 1, 1990 -	Consultant's first progress report to the Steering Committee.
July 1, 1990 -	Consultant's second progress report to the Steering Committee.
July 30, 1990 -	Committee receives final report.
August 30, 1990 -	Committee approves final report.
August 31, 1990 -	Consultant's report ready for presentation to the funding bodies.

vii) Budget

Estimated total study cost:	\$ 90,000.00
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Sources of Funding

Ministry of Culture and Communications Cultural Facilities Improvement Program	45,000.00
City of Hamilton	13,058.00
Regional Municipality of Hamilton- Wentworth	13,057.00
Hamilton Entertainment & Convention Facilities Inc. (HECFI)	2,000.00



Hamilton Public Library Board	2,000.00
Town of Ancaster	483.00
Town of Dundas	505.00
Town of Flamborough	665.00
Township of Glanbrook	232.00
Hamilton-Wentworth Regional Police	3,000.00
Hamilton Board of Education	5,000.00
Hamilton-Wentworth Roman Catholic Separate School Board	5,000.00
	<hr/>
TOTAL	\$ 90,000.00

#### Payment Schedule

March 1st, 1990 - 20% payment retainer.

July 1st, 1990 - 30% payment on completion of first draft report.

September 1st, 1990 - 40% payment on presentation of final report.

Third and final payment of 10% to be held until final approval of consultants report by all participants.

#### VI. CRITERIA FOR SELECTION

The successful consulting firm will be required to include personnel with expertise in records management, archives management and facility planning.

The Hamilton Public Library Board reserves the right to award all or a portion of the study to one or more consulting firm or individual.



NOTICE OF MOTION







NOTICE OF MOTION

Alderman B. Hinkley gave notice that he would move the following Notice of Motion at the next regular meeting of City Council.

RESOLVED:

- (a) That the City Solicitor be directed to draft a by-law that provides for a fine of a maximum of \$10,000.00 on any person who, without obtaining the necessary approvals, removes a healthy tree from any public lands under the City's jurisdiction or control.
- (b) That no healthy tree shall be removed from any City public lands due to any proposed works without first receiving prior approval of the appropriate Standing Committee and City Council.
- (c) That the Planning and Development Committee be directed to include in all development applications a report on the number of healthy trees affected by the development and the measures recommended to protect, replace or mitigate against damage to existing trees.
- (d) Should any City Department Head, Supervisor or employee direct or be responsible for the removal of any healthy tree on public property without first receiving the required political approvals be subject to disciplinary action.







CA4 ON HBL AOS

21 floor

URBAN/MUNICIPAL

A31  
1990  
K.E. AVERY  
CITY CLERK



CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

J.J. SCHATZ  
DEPUTY CITY CLERK

**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

TEL: 546-2700  
FAX: 546-2095

July 27, 1990.

NOTICE OF MEETING

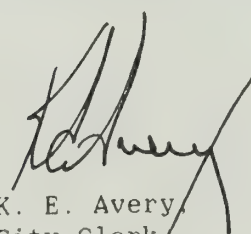
HAMILTON CITY COUNCIL - COMMITTEE OF THE WHOLE.

Tuesday, July 31, 1990  
Room 233, City Hall  
5.30 o'clock, p.m.

URBAN MUNICIPAL

AUG 15 1990

GOVERNMENT DOCUMENTS

  
K. E. Avery  
City Clerk

- AGENDA:
1. Budget Procedures for Financing Overexpenditure/  
Unbudgeted Items.
  2. Community Development Department. (IN-CAMERA)
    - (a) Restructuring.
    - (b) Personnel Implications.

NOTE: 5.00 p.m. - Dinner Provided in Room 264.

✓cc: Civic Department Heads.







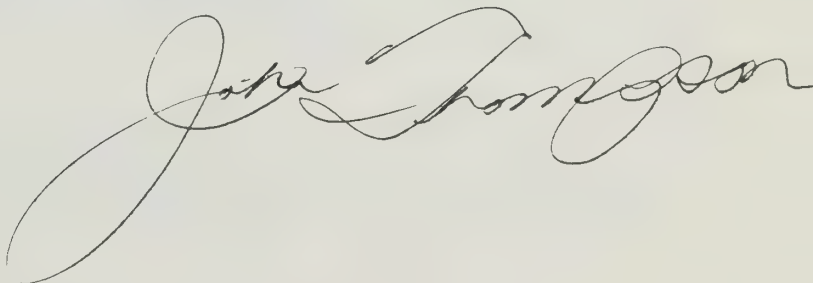
Corporation of the City of Hamilton  
Memorandum

\*\*\*\*\*

TO:	Members, City Council	YOUR FILE:	
FROM:	Mr. John Thompson, Secretary Finance & Administration Committee	OUR FILE:	
		PHONE:	546-2747
SUBJECT:	BUDGET PROCEDURES FOR FINANCING <u>OVEREXPENDITURE/UNBUDGETED ITEMS</u>	DATE:	1990 July 27

Attached is a copy of Section 29 of the Twentieth Report of the Finance and Administration Committee to be considered by City Council at its meeting on Tuesday, 1990 July 31.

The Finance and Administration Committee have requested that the proposed procedure for processing an overbudget account for both the Current and Capital Budgets be discussed by City Council when it meets as the Committee of the Whole on Tuesday, 1990 July 31 at 5:30 o'clock p.m.



att.







Section 29 of the TWENTIETH Report of the Finance and Administration Committee to be considered by City Council 1990 July 31:

29. (a) That in conjunction with the Procedural By-law general review which is currently underway, Section 25 be revised to clearly indicate that where a proposed expenditure cannot be accommodated within the specific Department's approved budget or within the global budget of the Departments under the jurisdiction of the respective Committee, no expense shall be incurred until the Finance and Administration Committee has recommended a source of funding to City Council.

(b) That the procedure for processing an overbudget account be as follows:

(A) CURRENT BUDGET OVEREXPENDITURE

Department Head

1. Consider whether the item can be financed from a saving or a trade-off of an existing program after reviewing the complete departmental budget.
2. Where a standing committee or Council directs a department head to initiate a project which is not budgeted for, or would cause an overbudget situation, prepare a report for the consideration of the standing committee or Council outlining the nature of the expenditure and the method of financing it from departmental resources, and, if resources are not available recommend postponement or cancellation of the matter.
3. Consult with the Treasurer/CAO if none of the above conditions can be fulfilled and, in effect, Council policy, which states that all expenditures of standing committees must be provided from within its own resources, cannot be complied with.
4. Prepare a report requesting that the Finance and Administration Committee recommend the method of financing.

Standing Committee

1. Receive and either approve or disapprove the recommendation of the department head stating the overexpenditure/unbudgeted item be financed either from a saving or a trade-off, or that it be postponed or cancelled.
2. Receive and either approve or disapprove the recommendation of the department head which recommends the overexpenditure/unbudgeted item be forwarded to the Finance and Administration Committee to recommend the financing.







### Finance and Administration Committee

1. Receive a copy of the report of the department head to the standing committee stating the Finance and Administration Committee recommend the method of financing for an overexpenditure/unbudgeted item of that standing committee.
2. Either:
  - (a) follow Council policy and report to City Council that the funds must be found from the resources of the standing committee or cancel the program, or,
  - (b) recommend to Council a method of financing stating the reasons for deviation from City policy.

### City Council

1. Approve or disapprove recommendations received from the standing committees.

## (B) CAPITAL BUDGET OVEREXPENDITURE

### Department Head

1. Either:
  - (a) report to the standing committee recommending changes, reductions, or other alterations to the project in order to provide the requisite saving to stay within budget, or,
  - (b) report that the amount cannot be altered and additional financing is required, and, recommend that the Finance and Administration Committee be referenced for the financing.

### Standing Committee

1. Approve or disapprove of the recommendation from the department head.

### Finance and Administration Committee

1. Receive the recommendation from the standing committee requesting a method of funding for the capital overexpenditure/unbudgeted item.







2. Recommend, either -

- the standing committee reduce or alter the project to conform to budget, or,
- the method of funding (assuming funds are available).

City Council

1. Approve or disapprove the recommendation received from the Finance and Administration Committee.







C44 ON HBL A05  
A31 1990  
URBAN/MUNICIPAL

K.E. AVERY  
CITY CLERK

J.J. SCHATZ  
DEPUTY CITY CLERK



**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

*2nd floor*  
CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

TEL: 546-2700  
FAX: 546-2095

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, August 28, 1990  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**A G E N D A**

URBAN MUNICIPAL

AUG 27 1990

**1. Opening Prayer**

GOVERNMENT DOCUMENTS

Reverend M. Skrumeda  
Dean of St. Vladimir Ukrainian Orthodox Cathedral  
855 Barton Street East

**2. Proclamation**

Arthritis Month - September 1990

**3. Presentation**

Hamilton Firefighters Drum Corp.

**4. Civic Award Presentations**

- (a) Ontario Provincial Rollerskating Championship
- (b) Women's Novice Canadian Gymnastics Federation Title
- (c) Mountain Lanes Junior Boys Five-Pin Bowling Team
- (d) Hamilton Zone "E" Mixed Five-Pin Bowling Team
- (e) Hamilton Zone "E" Men's Five-Pin Bowling Team







**5. Minutes**

July 31, 1990

**6. Petitions and Correspondence**

**7. Reports of the Standing Committees**

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (d) Information Systems Committee
- (h) Finance and Administration Committee
- (i) Joint Report of the Planning and Development Committee and Transport and Environment Committee

**8. Notices of Motion for Next Meeting**

**9. First Reading of the Bills**

**10. Second Reading of the Bills - Committee of the Whole**

**11. Third Reading of the Bills**

**12. Question Period**

**13. Adjournment**







MINUTES







MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, JULY 31, 1990  
7.30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson,  
Agostino, Smith, Jackson, Merling, Gallagher, Ross, Murray.

ABSENT: Alderman Cooke (Vacation)  
Alderman Lombardo (Vacation)

His Worship Mayor Robert M. Morrow called the meeting to order.

Father Steve Stojisavljevic, St. Nicholas Serbian Church, led the Council in  
prayer.

\* \* \* \* \*

His Worship Mayor Robert M. Morrow read a Proclamation proclaiming the month of  
August as "The Harriet Tubman Building Fund Appeal Month".

\* \* \* \* \*

Civic rings were presented to members of the Mohawk Mountaineers Men's Soccer  
Club in recognition of their winning the 1989 Canadian Colleges Athletic  
Association National Men's Soccer Championships held at the Southern Alberta  
Institute of Technology November 9-11, 1989.

\* \* \* \* \*

The minutes of the meeting of June 26, 1990, were taken as read and approved.

\* \* \* \* \*



The following communications were received:

1. Resolution dated July 4, 1990, from The Corporation of the City of Chatham, re "Use of Nonrefillable Containers. **Referred to the Transport and Environment Committee.**
2. Resolution dated July 16, 1990, from The Corporation of the City of Burlington, expressing opposition to the proposed establishment of the Property Assessment Corporation. **Referred to the Finance and Administration Committee.**
3. Resolution dated July 4, 1990, from The Regional Municipality of Halton, re National Packaging Protocol (NAPP). **Referred to the Transport and Environment Committee.**
4. Letter dated July 27, 1990, from Mr. C. G. Furry, Secretary, The Hamilton Harbour Commissioners, 605 James St. North, Hamilton, Ontario, re funding for the Windermere Basin clean-up project. **Referred to a Joint Meeting of the Transport and Environment and Planning and Development Committees.**
5. Letter dated July 12, 1990, from Mr. K. E. Avery, City Clerk, advising objection received to By-law Number 90-163 respecting property on the north-west corner of James Street North and Vine Street. **Received.**
6. Letter dated July 9, 1990, from Mr. K. E. Avery, City Clerk, advising objections received to By-law Number 90-166 respecting property at 286 Sanford Avenue North. **Received.**
7. Application dated July 23, 1990, from Vorelco Limited, 1940 Eglinton Avenue East, Scarborough, Ontario, for a change in zoning, property located at 1209-1223 Upper James Street. **Received.**
8. Application dated June 29, 1990, from Alfrin Enterprises Corporation, 720 Main Street East, Hamilton, Ontario, for a change in zoning, property located at 73 Garfield Avenue South. **Received.**



9. Application dated July 18, 1990, from 662016 Ontario Limited, c.o.b. as Bayfield Green Development Company, 365 Bloor St. East, #1906, Toronto, Ontario, for a change in zoning, property located at 1471 Upper James Street. Received.

10. Application dated July 18, 1990, from Good Shepherds Non Profit Homes Inc., 412 Queen St. East, Toronto, Ontario, for a change in zoning, property located at 31, 33 and 35 Aikman Avenue.

Received.

11. Application dated July 23, 1990, from Salci Developments, 11 Bing Crescent, Stoney Creek, Ontario, for a change in zoning, property located between Upper Sherman Avenue and Acadia Drive. Received.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson.

RESOLVED: That Rule Number 8 of Procedural By-law No. 82203 be invoked for this meeting of City Council in order to consider a resolution regarding the Philippine and Iranian earthquake victims funds. -

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson.

RESOLVED: that the Council of The Corporation of the City of Hamilton make a contribution towards the Philippine and Iranian earthquake victims, in the amount of \$1000. to each relief fund, or the equivalent in goods. -

#### Recorded Votes:

(a) Philippine Earthquake Fund.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Gallagher, Murray. - 13.

NAYS: Aldermen McCulloch, Ross. - 2. CARRIED.



(b) Iranian Earthquake Fund.

YEAS; Aldermen Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Gallagher. - 11.

NAYS: Mayor Morrow; Aldermen McCulloch, Ross, Murray. - 4. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro, that Council move into Committee of the Whole on the Reports, with Alderman Murray in the chair. -

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: 0 - CARRIED.

\* \* \* \* \*

(A) TRANSPORT AND ENVIRONMENT COMMITTEE - TENTH REPORT.

Section 3. Re: Transfer of Planning and Administration of City Roads and Sidewalk Reconstruction Programs to the City.

It was moved by Alderman Merling and seconded by Alderman Jackson.

RESOLVED: that Section 3 of the Tenth Report of the Transport and Environment Committee be amended by adding the following thereto as Subsection (f):

(f) That this resolution be referred to the Hamilton-Wentworth Regional Council for its consideration.  
CARRIED.

\* \* \* \* \*

Section 12. Re: Construction of Independent Concrete Sidewalks at Various Locations.

It was moved by Alderman Merling and seconded by Alderman Gallagher.



RESOLVED: that Subsection (a) of Section 12 of the Tenth Report of the Transport and Environment Committee be amended as follows:

(a) That the figures \$27,657.63, representing the City's share, be deleted and replaced with the following figures \$33,900.51.

(b) That the figures \$92,568.00, representing the Owner's share, be deleted and replaced with the following figures \$86,325.12. - CARRIED.

\* \* \* \* \*

(B) PARKS AND RECREATION COMMITTEE - FOURTEENTH REPORT.

Section 7. Re: Permission to Sell Beer at a Special Event in Globe Park.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Merling, Gallagher, Ross, Murray. - 13.

NAYS: Aldermen Smith, Jackson. - 2. CARRIED.

\* \* \* \* \*

Section 8. Re: Permission to Serve Food and Alcoholic Beverages at a Special Event in Dundurn Park.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Merling, Gallagher, Ross, Murray. - 13.

NAYS: Aldermen Smith, Jackson. - 2. CARRIED.

\* \* \* \* \*



Section 9. Re: Permission to Sell Beer at a Special Event  
in Globe Park.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley,  
Drury, Copps, Christopherson, Agostino, Merling, Gallagher,  
Ross, Murray. - 13.

NAYS: Aldermen Smith, Jackson. - 2. CARRIED.

\* \* \* \* \*

Section 11. Re: Permission to Sell Food and Beer at Bernie  
Arbour Stadium at Hamilton Redbirds Baseball  
Games.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley,  
Drury, Copps, Christopherson, Agostino, Merling, Gallagher,  
Ross, Murray. - 13.

NAYS: Aldermen Smith, Jackson. - 2. CARRIED.

\* \* \* \* \*

Section 12, Subsection (b). Re: Acquisition of Road Allowance  
from Chedoke Health  
Corporation.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley, Drury,  
Christopherson, Agostino, Smith, Jackson, Gallagher, Ross,  
Murray. - 12.

NAYS: Alderman Copps. - 1. CARRIED.

\* \* \* \* \*



Section 12, Subsection (c). Re: Preparation of Plans and  
Method of Financing for  
Proposed Arena.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen McCulloch, Hinkley, Drury,  
Christopherson, Agostino, Smith, Jackson, Gallagher, Ross,  
Murray. - 11.

NAYS: Aldermen Kiss, Copps. - 2. CARRIED.

\* \* \* \* \*

(C) PLANNING AND DEVELOPMENT COMMITTEE - THIRTEENTH REPORT.

Section 9, Subsection (c). Re: Dismissal of Action Against  
D. B. Savage Industrial Sales  
Limited.

It was moved by Alderman Smith and seconded by Alderman Jackson.

RESOLVED: that Section 9 of the Thirteenth Report for 1990 of  
the Planning and Development Committee be amended by  
deleting Subsection (c) and substituting in lieu  
thereof the following:

"(c) (i) That D. B. Savage execute a Full and  
Final Release in favour of the City in a  
form satisfactory to the City Solicitor.

(ii) That Minutes of Settlement be executed  
between the City and D. B. Savage reflecting  
the terms above and allowing for an Order  
dismissing the action upon completion of  
settlement." - CARRIED.

\* \* \* \* \*

Section 11. Re: Commonwealth Square and Summers' Lane Ad-Hoc  
Committee.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley, Drury,  
Copps, Christopherson, Agostino, Smith, Jackson,  
Gallagher. - 11.

NAYS: Aldermen Ross, Murray. - 2. CARRIED.



(C) PLANNING AND DEVELOPMENT COMMITTEE - FOURTEENTH REPORT.

\* \* \* \* \*

(D) HIS WORSHIP MAYOR ROBERT M. MORROW - THIRD REPORT.

\* \* \* \* \*

(H) FINANCE AND ADMINISTRATION COMMITTEE - TWENTIETH REPORT.

Section 10. Re: Request of TV Ontario to Fly the TV Ontario  
Flag at City Hall.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley, Drury,  
Christopherson, Agostino, Smith, Jackson, Gallagher, Ross,  
Murray. - 12.

NAYS: Alderman Copps. - 1. CARRIED.

\* \* \* \* \*

Section 15, Subsection (a). Re: Authorization to Make Applica-  
tion to the Ontario Municipal  
Board for Construction of  
Independent Concrete Sidewalks  
on Upper Paradise Road.

It was moved by Alderman Hinkley and seconded by Alderman  
McCulloch.

RESOLVED: that Subsection (a) of Section 15 of the Twentieth  
Report of the Finance and Administration Committee be  
amended as follows:

- (a) That the figures \$27,657.63, representing the  
City's share, be deleted and replaced with the  
following figures \$33,900.51.
- (b) That the figures \$92,568.00, representing the  
Owner's share, be deleted and replaced with the  
following figures \$86,325.12. - CARRIED.

\* \* \* \* \*



**Section 20. Re: Appointment of a Strategic Plan Task Force.**

**Recorded Vote.**

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Hinkley, Drury, Christopherson, Agostino, Smith, Jackson, Merling, Ross. - 11.

NAYS: Aldermen Kiss, Copps, Murray. - 3. CARRIED.

\* \* \* \* \*

**Section 25. Re: Strategies to Improve Representation of Visible Minorities on Citizen Committees, Boards and Committees.**

It was moved by Alderman Copps and seconded by Alderman Agostino.

RESOLVED: that Section 25 of the Twentieth Report of the Finance and Administration Committee be amended by deleting the words "handicapped persons", wherever they appear, and substituting in lieu thereof the words "persons with disabilities." - CARRIED.

**Recorded Vote on Subsection (a).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling. - 12.

NAYS: Aldermen Gallagher, Ross, Murray. 3. CARRIED.

**Recorded Vote on Subsection (b).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED.

**Recorded Vote on Subsection (c).**

YEAS; Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Lombardo, Smith, Jackson, Merling. - 12.

NAYS: Aldermen Gallagher, Ross, Murray. - 3. CARRIED.



**Recorded Vote on Subsection (d).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED.

**Recorded Vote on Subsection (e).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Murray. - 13.

NAYS: Aldermen Gallagher, Ross. - 2. CARRIED.

**Recorded Vote on Subsection (f).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED.

**Recorded Vote on Subsection (g).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Murray. - 13.

NAYS: Aldermen Gallagher, Ross. - 2. CARRIED.

**Recorded Vote on Subsection (h).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED.

**Recorded Vote on Subsection (i).**

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED.



Recorded Vote on Subsection (j).

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Gallagher. - 1. CARRIED

\* \* \* \* \*

Section 43. Re: Canadian Content in all City Projects.

It was moved by Alderman Merling and seconded by Alderman Jackson.

RESOLVED: that the following be added as Section 43 of the Twentieth Report of the Finance and Administration Committee.

"43. That staff be authorized and directed to develop a policy to require the inclusion of Canadian Content, as well as local suppliers and labour, in all City projects, wherever possible and feasible, for consideration of the Finance and Administration Committee." CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that Alderman T. Cooke be appointed Acting Mayor for the month of August. 1990. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that the Report of the Committee of the Whole on the above Reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: 0. - CARRIED.



It was moved by Alderman Hinkley and seconded by Alderman Copps.

- RESOLVED: (a) That the City Solicitor be directed to draft a By-law that provides for a fine of a maximum of \$10,000. on any person who, without obtaining the necessary approvals, removes a healthy tree from any public lands under the City's jurisdiction or control.
- (b) That no healthy tree shall be removed from any City public lands due to any proposed works without first receiving prior approval of the appropriate Standing Committee and City Council.
- (c) That the Planning and Development Committee be directed to include in all development applications a report on the number of healthy trees affected by the development and the measures recommended to protect, replace or mitigate against damage to existing trees.
- (d) Should any City Department Head, Supervisor, or employee, direct or be responsible for the removal of any healthy tree on public property, without first receiving the required political approval, be subject to disciplinary action.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Jackson.

- RESOLVED: that the resolution of Alderman Hinkley regarding trees be referred to staff for the preparation of an appropriate By-law for subsequent referral to the Transport and Environment Committee, with the request that a public meeting be held to receive and consider input on the proposed By-law for submission to City Council thorough the Transport and Environment Committee. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro.

- RESOLVED: that the following Bills be now read a first time.

A-100, A-101, A-102, A-103, A-104, A-105, A-106, A-107, A-108,  
A-109, A-110, A-111, A-112, A-113, A-114,  
C-100, C-101, C-102, C-103, C-104, C-105, C-106, C-107, C-108,  
C-109, C-110, C-111, C-112, C-113, C-114, C-115, C-116, C-117,  
C-118, C-119, C-120,  
H-100, H-101.



YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson, Ross, Murray. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss, seconded by Alderman Agro, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Murray in the chair.

A-100, A-101, A-102, A-103, A-104, A-105, A-106, A-107, A-108, A-109, A-110, A-111, A-112, A-113, A-114,  
C-100, C-101, C-102, C-103, C-104, C-105, C-106, C-107, C-108, C-109, C-110, C-111, C-112, C-113, C-114, C-115, C-116, C-117, C-118, C-119, C-120,  
H-100, H-101.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson, Ross, Murray. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

Consideration of the Bills (second reading).

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bills, be adopted. -

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson, Ross, Murray. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*



It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that the following Bills be now read a third time:

A-100, A-101, A-102, A-103, A-104, A-105, A-106, A-107,  
A-108, A-109, A-110, A-111, A-112, A-113, A-114,  
C-100, C-101, C-102, C-103, C-104, C-105, C-106, C-107,  
C-108, C-109, C-110, C-111, C-112, C-113, C-114, C-115,  
C-116, C-117, C-118, C-119, C-120,  
H-100, H-101.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Hinkley, Drury,  
Copps, Christopherson, Agostino, Jackson, Ross, Murray. - 12.

NAYS: 0. CARRIED.

\* \* \* \* \*

City Council adjourned at 11.15 o'clock, p.m.

\* \* \* \* \*



CORRESPONDENCE







## Correspondence

1. Letter of resignation dated August 22, 1990, from Alderman John R. Smith, 50 Sunninghill Avenue, Hamilton, Ontario.

**Recommendation.**

**That the Resignation be Accepted  
and the Office be Declared Vacant,  
effective September 15, 1990.**

2. Resolution dated August 13, 1990, from The Ontario SARC Network, 984 Bay Street, Suite 603, Toronto, Ontario, re poverty in Ontario.

**Recommendation.**

**Be Referred to Regional Council.**

3. Resolution dated August 9, 1990, from The Corporation of the City of North Bay, Ontario, re united Canada and integrity of the Federal Parliament.

**Recommendation.**

**Be Received.**

4. Resolution dated July 25, 1990, from the City of Scarborough, 150 Borough Drive, Scarborough, Ontario, re The Retail Business Holidays Act.

**Recommendation.**

**Be Received.**

5. Letter dated July 10, 1990, from Mr. Fred Noel, Director of Fund Raising, Gander-Masonic Memorial Complex Inc., 183-185 LeMachant Road, St. John's, Newfoundland, re "Samaritan Place - "The Living Memorial", honoring the Soldiers of the 101st Airborn Division who lost their lives in the tragic Arrow Air Disaster.

**Recommendation.**

**Be Referred to the Finance and  
Administration Committee.**

6. Letter dated August 2, 1990, from Mr. Stanley Simpson, Barrister & Solicitor, Suite 407, 20 Hughson St. South, Hamilton, Ontario, respecting the P.E.P. Programme.

**Recommendation.**

**Be Referred to the Finance and  
and Administration Committee.**



7. Application dated August 1, 1990, from K. Dudzinski, 38 Barnesdale Ave. South, Hamilton, Ontario, for a modification to the zoning, property located at 1 Prospect Street South.

**Recommendation.**

**Be Received.**

8. Application dated August 13, 1990, from 763225 Ontario Inc., 92 John St. North, Hamilton, Ontario, for a modification to the zoning, property located at 258 Mary Street.

**Recommendation.**

**Be Received.**

9. Application dated August 16, 1990, from Frederick and Gwynette Seymour, 70 West Avenue South, Hamilton, Ontario, for a change in zoning, property located at 186 and 188 Queen Street North.

**Recommendation.**

**Be Received.**



50 Sunninghill A  
Hamilton, Ontar  
L8T 1B7

1990 August 22

Mr. K. E. Avery  
City Clerk

Mr. R. C. Prowse  
Regional Clerk

Members of  
Hamilton City Council

Members of  
Regional Council

Dear Sirs/Madams:

Further to my letter of 16 August 1990, I have had an opportunity to discuss all the technicalities of my resignation with Mr. K. E. Avery, City Clerk and have learned that it would be best if my resignation were to be effective September 15, 1990.

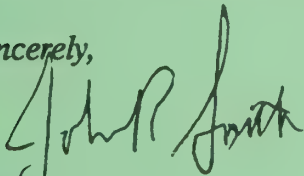
Commencing October, 1990 I will begin duties at the Immigration and Refugee Board.

As many of you are aware my family and I had the privilege of involvement with many newcomers to Canada especially during the past 11 years. I feel I have gained experience and sensitivity which will allow me to continue public service in a somewhat different form.

As the final months of terms of elected office will soon be drawing to a close, I feel confident that Alderman Tom Jackson and myself have been able to address some large areas of need in Ward 6 and have seen some new exciting projects go forward. The people in Ward 6 have indeed been a pleasure to represent.

I leave Council with many warm thoughts and I hope I have been able to contribute some positive direction for our wonderful City and Region.

Sincerely,



John R. Smith

JRS:dg







# TRANSITIONS

MOVING FROM POVERTY TO OPPORTUNITY

2.

RECEIVED

AUG 20 1990

CITY CLERKS

August 13, 1990

We are writing to ask you to put the enclosed resolution on your agenda within the next few weeks.

Not only are General Welfare cases increasing continually, but the benefits provided fall far short of financing the necessities of life for most people. At the same time, volunteer charitable organizations are looking to end their involvement in food banks and emergency shelters. The task they took on as an emergency measure during the recession of the early '80s has become a part of the established social assistance scheme, placing overwhelming demands on their time and financial resources.

Although the government of Ontario announced welfare reform in May of 1989, it has not shown commitment to making the eradication of poverty a priority issue. As time goes on and the incidence of poverty increases, the provincial government's failure to act will put an unbearable strain on the resources of the municipalities, both financially and socially.

We believe that cooperation of the municipalities of Ontario to make a united request for provincial commitment to, and responsibility for, social assistance reform will have a stronger impact on the provincial government. To this end, we are asking that you join with other municipalities in acting upon the enclosed resolution.

Thank you for considering our request. We would be interested to hear from you regarding your municipality's response.

Sincerely,



Sharon Melvin  
Ontario SARC Network

The Ontario SARC Network

984 Bay Street, Suite 603 Toronto, Ontario M5S 2A5

1-800-263-2846 or (416)928-1838 FAX (416)928-5975







## Municipal Resolution

**Whereas** poverty remains a serious issue in Ontario, and

**Whereas** poverty has damaging effects on the health and well-being of our children, families, disabled people and other vulnerable members of our community, and

**Whereas** General Welfare cases across Ontario are reaching record numbers, and

**Whereas** the number of people requesting assistance at foodbanks and emergency shelters is increasing, placing overwhelming demands on donors, volunteers, and staff of these charitable organizations, and

**Whereas** the inadequacy of social assistance has been documented in Transitions, the Report of the Ontario Social Assistance Review Committee, since September 1988, and

**Whereas** the support that Hamilton's Social Services Department can provide to its clients is determined by the Province of Ontario, and

**Whereas** the Province of Ontario has not indicated a continuing priority commitment to the eradication of poverty among its citizens since its announcement of welfare reform in May 1989;

**Therefore**, be it resolved that Hamilton recognizes the crisis of poverty among many of its citizens;

**Be it further resolved** that Hamilton call on the Province of Ontario to follow through on its commitment to welfare reform announced in May 1989, and

**Be it further resolved** that Hamilton call on the Province of Ontario to assume 100% funding of social assistance as recommended by The Provincial-Municipal Social Services Review, and

**Be it further resolved** that Hamilton call on the Province of Ontario to develop a comprehensive employment and training strategy in conjunction with social welfare reform.









# The Corporation of the City

200 MCINTYRE STREET EAST, P.O. BOX 360, NORTH BAY, ONT.

3.

August 9, 1990

Keith Avery  
City Clerk  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

RECEIVED

AUG 15 1990

CITY CLERKS

Dear Sir:

This is Resolution No. 74 which was passed by Council at its Regular Meeting held 7 August 1990.

Resolution No. 74:

"That whereas this Council, believing in a united Canada and believing also in the supremacy and integrity of the Federal Parliament and;

Whereas the Council, believing that the Federal Parliament of Canada and all the members therein must be devoted to and work for the unity, well-being and prosperity of the Nation and all of its citizens and;

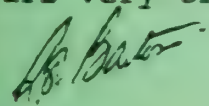
Whereas there exists now within the Federal Parliament a group motivated by, interested in and devoted to the interests of only one province, as they themselves see those interests, and hoping to lead that province to political independence and;

Whereas this parliamentary group, known by the selected name "Bloc Quebecois", recognizes the National Assembly of Quebec to be, in fact and in law, supreme to the Federal Parliament in all matters pertinent to the people of Quebec;

Now therefore, we the Council of the City of North Bay, do petition the Prime Minister of Canada to protect the integrity of the Oath of Allegiance to Canada sworn by all members of Parliament and to have all members re-affirm that Oath in an open and public session of Parliament."

A copy of this Resolution was also sent to those persons listed on the attached.

Yours very truly,

  
A.F. Barton  
City Clerk

RFB:lw  
Attach.







The Right Honourable  
M. Brian Mulroney, PC MP  
House of Commons  
Room 309 S Centre Block  
Wellington Street  
OTTAWA, Ontario  
K1A 0A2

The Honourable Herb Gray MP  
Windsor West  
435 - S Centre Block  
House of Commons  
OTTAWA, Ontario  
K1A 0A6

Honourable David Peterson  
Premier Of Ontario  
Room 281 Legislative Bldg  
Queen's Park  
TORONTO, Ontario  
M7A 1A1

Mike Harris, M.P.P.  
Nipissing  
Legislative Building  
Queen's Park Room 116  
TORONTO, Ontario  
M7A 1A2

Bob Wood, M.P.  
Nipissing  
Room 108, E Block  
House of Commons  
OTTAWA, Ontario  
K1A 0A6

John Nunziata, M.P.  
York South Weston  
Room 474, Centre Block  
House of Commons  
OTTAWA, Ontario  
K1A 0A6

Bob Rae, M.P.P.  
York South  
Legislative Building  
Queen's Park Room 223  
TORONTO, Ontario  
M7A 1A2

Jean Lapierre  
House Leader  
Bloc Quebecois  
Room 115 East Block  
House of Commons  
OTTAWA, Ontario  
K1A 0A6

Ms Barbara Caplan  
City Clerk  
100 Queen Street West  
TORONTO, Ontario  
M5H 2N2

Ellen Kerr  
Clerk & Dir. of Admin.  
Bag 5000 Station "A"  
SUDBURY, Ontario  
P3A 5P3

R.J. Jack Watson  
City Clerk  
220 Algonquin Blvd. East  
TIMMINS, Ontario  
P4N 1B3

Thomas Lynd  
City Clerk  
P.O. Box 1607  
350 City Hall Square  
WINDSOR, Ontario  
N9A 6S1

Robert Henderson  
City Clerk  
50 Centre St. South  
OSHAWA, Ontario  
L1H 3Z7

Robert Pritchard  
Commissioner of Gen.  
Services & City Clerk  
Box 1118  
22 Frederick Street  
KITCHENER, Ontario  
N2G 4G7

John Earl Craig  
City Clerk  
Box 400  
70 Collier Street  
BARRIE, Ontario  
L4M 4T5

Keith Avery  
City Clerk  
71 Main Street West  
HAMILTON, Ontario  
L8N 3T4

William G. Lindsay  
City Clerk  
Box 580  
99 Foster Drive  
SAULT STE. MARIE, Ont.  
P6A 5N1

John R. Cyr  
City Clerk  
111 Sussex Drive  
OTTAWA, Ontario  
K1N 5A1

Mrs. Marion Rogers  
City Clerk  
City Hall  
216 Ontario Street  
KINGSTON, Ontario  
K7L 2Z3

Kenneth W. Sadler  
City Clerk  
Box 5035  
City Hall  
300 Dufferin Avenue  
LONDON, Ontario  
N6A 4L9

Ron Keeling  
City Clerk  
P.O. Box 337  
100 Regina Street South  
WATERLOO, Ontario  
N2J 4A8

Ms. Helen Macrae  
City Clerk & Dir. of  
Information Services  
Box 5013  
426 Brant Street  
BURLINGTON, Ontario  
L7R 3Z6

Thomas Derreck  
City Clerk  
Box 3012  
50 Church Street  
ST. CATHARINES, Ontario  
L2R 7C2







RECEIVED

JUL 30 1990

July 25, 1990.

CITY CLERKS

Telephone (416) 396-7279

TO ALL MUNICIPALITIES WITH A POPULATION OVER 50,000.

Gentlemen:

Council, at its meeting held on July 16, 1990, passed the following Resolution:

"WHEREAS the courts have ruled that The Retail Business Holidays Act violates the Charter of Rights and have struck the Act down, and

WHEREAS as a result of this ruling, there are no Sunday shopping regulations in effect, and

WHEREAS many shopping malls are deciding to remain open, and

WHEREAS this has severe implications for both store tenants and their employees,

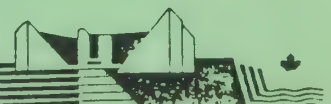
THEREFORE BE IT RESOLVED that the Province be requested to take whatever action is required to ensure that

(a) store operators in malls or other locations not be required to open on Sundays and that there be no penalties for their refusal to so open;

(b) that employees of stores not be required to work on Sundays and that there be no penalties for any such refusal.

BE IT FURTHER RESOLVED that the President of Trilea be specifically requested not to impose any penalties through the leases until such time as the Supreme Court reaches its decision in September, and

.....2







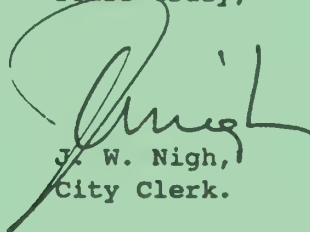


- 2 -

BE IT FURTHER RESOLVED that other enclosed mall owners be also requested not to impose penalties through leases until the Supreme Court has considered the issue in September, and

BE IT FURTHER RESOLVED that this resolution be sent to the Scarborough Members of the Provincial Legislature and to all municipalities in Ontario with a population over 50,000."

Yours truly,



J. W. Nigh,  
City Clerk.

JWN/MO







# GANDER-MASONIC MEMORIAL COMPLEX



July 10, 1990

5.  
CITY CLERKS

Your Worship and Members of Council:

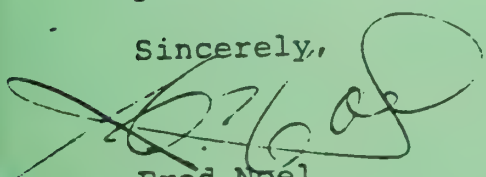
A short while ago we were honored and privileged to have our most gracious Mayor, Mr. Doug Sheppard, write to you respecting our project "SAMARITAN PLACE" - "THE LIVING MEMORIAL" honoring the Soldiers of the 101st Airborne Division who lost their lives in the tragic Arrow Air Disaster. Our Mayor's letter informed you in some detail about our project and our program, and we are now very pleased to present to you our brochure as promised.

Please spend a little time and read our Brochure and its contents; you will see that this \$35,000,000 project is very unique and very special. You will see letters from Dignitaries from the United States and our own great Nation - Canada supporting this proud commitment. Will you please help us build this "LIVING MEMORIAL" because as Masons and Canadians we do sincerely care. We need your financial support. Your contribution will help make our dream come true and Samaritan Place will stand in Gander, Newfoundland, the crossroads of the world, for all to see that the Soldiers of the Peace Keeping Force, and the Crew, on their way home for Christmas will always be remembered.

Any contribution will be greatly appreciated and all contributors' names will be displayed in prominent areas of the "LIVING MEMORIAL". You will see on the inside of this brochure that any person, organization, society or corporation who would like to make a special contribution, a Milestone may be purchased for \$5,280.00 and these Special Contributors' names will be carved in the pure granite milestone which will be laid in the floor of the Atrium or Chapel as so desired. All contributions are tax deductible. If it is not convenient to make a contribution at this time, would you please consider making a pledge for us. A form is enclosed for your consideration.

As a contributor, you will grow with us to realize our so very special commitment. We are looking forward to hearing from you in the near future. Please help us.

Sincerely,



Fred Noel

Director of Fund Raising







STANLEY SIMPSON  
BARRISTER & SOLICITOR

ASSOCIATES:  
MARVIN P. STRINGER  
LAWRENCE J. COHEN

6.

August 2, 1990

Mayor of the City of Hamilton  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Aldermen of the City of Hamilton  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Chairman of the Regional Municipality  
of Hamilton-Wentworth  
119 King Street West, 15th Floor  
Hamilton, Ontario  
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality  
of Hamilton-Wentworth  
119 King Street West, 15th Floor  
Hamilton, Ontario  
L8N 3V9

Human Resources Centre  
Regional Municipality of Hamilton-Wentworth  
and/or Corporation of the City of Hamilton  
P.O. Box 40, Station A  
Hamilton, Ontario  
L8N 3A2

Attention: John Johnston,  
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton  
Professional Firefighters Assoc., C.U.P.E. Local  
932 (Library Workers) and Transit Union Local 107  
Performance Excellence Program and Study Design  
Report, November 1989

---

100-1000







We act for the Canadian Union of Public Employees Locals 5, 167 and 932, the Hamilton Professional Firefighters Association and Transit Union Local 107 in connection with the above mentioned matter.

The unions are very much concerned with the Performance Excellence Programs Study Design Report November 1989. We understand that many of you may be under the misapprehension that input into this program and approval to the program is being given by the local unions.

For the record and so that there is no misunderstanding, none of the local unions had any input or have they approved in any way the program which is being proposed. On the contrary they are concerned that this program is being put forward without their input and participation.

We understand that the program contemplates participation from "employees" but not participation and input from the "unions".

Although this represents an outline only and we have not seen the program yet, we would like you to reconsider your position and call in participation from all of these locals before the program goes forward.

If this does not happen please be advised that the unions will have no recourse but to file grievances over the very programs themselves. This method of resolving a labour relations issue will be extremely time consuming, costly and will probably result in a deterioration of the relationship between the employer and the unions concerned.

We understand that local union 107 has already filed a grievance over implementation of a similar program introduced by the Region to the Hamilton Street Railway Company and Canada Coach Lines Limited.

Before this matter gets to that stage we would ask that you delay implementation of the program and call for, without further delay, the participation and input from the local unions concerned.



- 3 -

We look forward to hearing from you.

Yours very truly,

SS:sg

STANLEY SIMPSON

✓cc: C.U.P.E., Local 5  
Attn: J. Keenan, President

C.U.P.E., Bill Brown











## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **ELEVENTH** Report for 1990 and respectfully recommends:

1. That an Option to Purchase executed by Luigi Mammoliti on August 7, 1990 and scheduled for closing on or before November 22, 1990 for the purchase of part of the property at 844 Upper Wentworth Street required by the City for the extension of Fieldway Drive from Fieldway Drive to Millwood Place, be approved and completed.

**NOTE:** The subject property contains 1,287 square feet (119.56 square metres) and is shown as Parts 9 and 10 on Plan 62R-11054. Consideration in the amount of \$1.00 has been paid to the owners and forms part of the purchase price.

The purchase price of \$2.00 is to be charged to Account No. CF5698 528946015.

2. That the City Clerk be authorized and directed to:
  - (a) Give Notice of the City's Application for Approval to Expropriate for highway and municipal purposes,
    - (i) A parcel of land know municipally as Part of 1286 Upper James Street, measuring approximately 33 feet by 73.02 feet, described as Part 3 on Plan 62R-10161.
    - (ii) A parcel of land known municipally as Part of 1276 Upper James Street, measuring approximately 33 feet by 84.54 feet, described as Part 4 on Plan 62R-10161.
    - (iii) A parcel of land known municipally as Part of 11 Forbes Street, measuring approximately 72 feet by 33 feet, described as Part 5 on Plan 62R-10161.

These Notices will be given to all registered owners and tenants (as defined in The Expropriations Act) of the said lands.

- (b) Advertise Notice of the City's Application in a newspaper as required by The Expropriations Act; and,
- (c) Sign and receive the said Application for Approval of these Expropriations.



3. (a) That the City require Cochren Construction Company Limited, the Subdivider, to retain a Consulting Engineering to provide a report to the Commissioner of Regional Engineering with respect to lot grading in Greenhill Gardens, Phase 2, Plan 62M-494, addressing specifically drainage problems at Lot 5 (142 Cherryridge Close), including, a recommendation for the elimination of drainage problems at Lot 5 (142 Cherryridge Close) and, if required, the submission of a proposed amended grading plan for the subdivision. This report to be submitted to the Commissioner of Regional Engineering on or before September 15, 1990.
- (b) That Litigation Counsel report back to the Transport and Environment Committee with respect to the Consulting Engineer's report, together with a recommendation for resolution of the lot grading in this subdivision, and the drainage problem at Lot 5, Plan 62M-494 (142 Cherryridge Close) at the first meeting of the Transport and Environment Committee in October 1990.
4. That approval be given for establishing a \$15.00 administration and processing fee, in the Public Works Department for handling requests from legal firms to verify the status of snow clearing and weed cutting charges which are filed against their clients' properties; and, that this fee be increased annually for the rate of inflation rounded to the next dollar, to offset the City's administrative and processing costs in responding to these requests.
5. (a) That purchase orders be issued for the removal and/or replacement of underground fuel tanks in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows:

Stremler Equipment Service Ltd., Ancaster  
In the amount of \$94,679.00 for tank removal/replacement at Public Works Districts Nos. 1, 4 and City Hall Garage.

Clayar Contracting, Div. Serv-A-Station Maintenance, Dundas  
In the amount of \$39,795.00 for tank removal/replacement at Fire Stations Nos. 10, 11, 13 and Public Works District No. 2.
- (b) That a contract be entered into with Stremler Equipment Service Ltd. satisfactory to the City Solicitor.

NOTE: Lowest acceptable of four (4) tenders received. Funds provided in Fleet Services Underground Fuel Tanks Account No. 5200 CF649041007 (\$130,174.00) and Works Yard Turner Farm Account No. 5301 CF608741002.



6.
  - (a) That upon receipt of an appropriate survey plan prepared at the expense of the applicants, Mr. and Mrs. H. Stonehouse, a By-law to extend Sanatorium Road as a public highway from the south-west limit of 26 Leadale Place to a point 9.7 metres easterly, including a portion of the 0.30 metre reserve, be enacted by City Council.
  - (b) That the Commissioner of Engineering be authorized and directed to register the By-law.
7. That the local Approvals Branch of the Ministry of the Environment (MOE) be informed that:
  - (a) The City of Hamilton has no objection to PPM Canada Inc. carrying out PCB decontamination of 18,184 litres of PCB contaminated mineral oil at Hamilton Hydro's 450 Nebo Road facility in Hamilton provided that all environmental safeguards are implemented to the satisfaction of the Ministry, and that applicable City of Hamilton and Regional By-laws are complied with fully;
  - (b) No specific City of Hamilton or Regional permits are required for the work proposed by PPM Canada Inc.;
  - (c) The 30 day notification period that is normally required after a Certificate of Approval is issued be waived so that the proposed work can be carried out as scheduled.
8.
  - (a) That the Mayor and City Clerk be authorized and directed to grant a four meter sewer easement to the Region, along the fronts of Lots 1 to 7 inclusive, in the Wheten Court Subdivision.
  - (b) That the City Solicitor be directed to prepare the documents for a sewer easement agreement to be executed by the Region.
9. That the City convey to Salci Developments Inc. the 1' reserve adjacent to the south limit of Beaverton Drive and the east limit of Acadia Drive (shown as Part 1 on MacKay, MacKay and Peters Plan 62R-11310) for the sum of \$1.00 provided that the owner enters into an agreement with the City of Hamilton to provide for the recovery of all land and servicing costs and for the execution of subdivision agreements with the City and with the Region of Hamilton-Wentworth.



10.
  - (a) That the request of Mr. A. Camani, owner of 25 Augusta Street, to discharge the encroachment agreement for this address, Instrument No. 145734 C.D. registered on December 7, 1979, be approved subject to the payment of the \$126.00 discharge fee.
  - (b) That the appropriate civic officials be authorized to execute the documents in relation to this discharge.
11. That the action of the Commissioner of Engineering in authorizing the application of Michael Temperley, agent for the Hess Village Merchants Association to temporarily close Hess Street South between George Street and King Street on Saturday, August 18, 1990 and Sunday, August 19, 1990 from 12:00 noon to 8:00 p.m. to hold a Jazz Festival, be approved subject to the following conditions:
  - (i) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (ii) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (iii) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
  - (iv) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (v) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (vi) That no property owner or resident within the barricaded area be denied access to their property if requested.
  - (vii) That all property owners and tenants along the closed portion of the street be notified of the festival by the applicant at least three weeks prior to the event in a form acceptable to the Commissioner of Engineering to be approved.



12. (a) That the Subdivider, DiCenzo Construction Company Limited, be advised of the receipt of a sufficiently signed petition, as outlined in Section 11 of the Local Improvement Act, for concrete sidewalk installation on both sides of Sorrento Place, and that said Subdivider proceed with construction.
- (b) That the Subdivider pay 100% of all costs (both the City's and the Owner's share under the Local Improvement Act) for the construction of the sidewalk.

13. (a) That the Standard City Subdivision Agreement be amended as follows:
- Delete Section VI - Trees and Seeding - Schedule "G" and introduce a new Section VI - Trees and Seeding:

Trees and Seeding

- (i) The subdivider shall seed to the satisfaction of the City Engineer untravelled portions of the highways within the subdivision or on which the subdivision abuts, and maintain same as set out in Schedules E and F appended hereto, This work shall be completed within six months after installation of sidewalks and curbs.

The estimated cost thereof is . . . . . \$ \_\_\_\_\_

- (ii) The subdivider shall pay the actual cost to the City for planting of trees on City streets generally at the rate of one tree per lot and at a similar frequency for flankages of Blocks.

The estimated cost thereof, as shown on Schedule F, is to be deposited at the time of execution of the agreement, with adjustments to be made thereto upon the completion of planting.

The estimated cost of the trees is . . . . . \$ \_\_\_\_\_

- (b) The above amendment shall be applied to all subdivisions for which schedules of work are approved after the adoption of the amendment to the subdivision agreement by City Council.



14. (a) That the following City lands be incorporated into the various streets as noted in Appendix "A", appended hereto:
 

Parts 9 and 10, Plan 62R-10132	Dragoon Drive
Lot 101, Plan M-163	Fairington Crescent
Part 2, Plan 62R-10638	Fairington Crescent
Parts 3 and 4, Plan 62R-10203	Rambo Street
  - (b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.
  - (c) That the Commissioner of Engineering be authorized and directed to register the By-laws.
15. (a) That Appendix "B" attached hereto for the estimated costs of services in:
    - (i) Coventry Gardens, Hamilton  
City's Share - \$523,127.00, Subdivider's Share - \$230,838.16
    - (ii) Abbey Hill Farm - Phase 2, Hamilton  
City's Share - \$48,278.28, Subdivider's Share - \$138,178.97
    - (iii) South Hill Subdivision, Hamilton  
City's Share - Nil, Subdivider's Share - \$348,259.65

be adopted for inclusion in the respective Subdivision Agreements with the Owners.

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements between the City and the respective Owners.
- (c) That the approval of the above recommendations be subject to the condition that no work be commenced until the Final Survey Plans and Subdivision Agreements have been registered.
- (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Survey Plan, he should be permitted to do so as his own risk, provided that he enters into a Standard Agreement for Pre-Servicing.
- (e) That the City's share of the cost of services for these developments (\$571,405.28) be approved, and that the Finance and Administration Committee recommend the source of funding for projects.



16. That the City Traffic By-law No. 89-72 be amended to provide for the following:
- (a) That the following sections of street be deleted from the snow route system:
    - both sides of Charlton Avenue West between Queen and Locke Streets
    - south side of Charlton Avenue West between Locke and Dundurn Streets
    - north side of Herkimer Street between Queen and Dundurn Streets
  - (b)
    - (i) That stopping be prohibited on the west side of Chapple Street commencing at Barton Street East and extending to a point 102 feet northerly therefrom; and
    - (ii) That the existing parking prohibition on the west side of Chapple street commencing at a point 129 feet north of Barton Street and extending to a point 133 feet northerly therefrom, be removed.
  - (c)
    - (i) That a "No Parking" regulation be implemented on the east side of West Avenue South between Young Street and Stinson Street; and
    - (ii) That a "Permit Parking" regulation be implemented on the west side of West Avenue South commencing at a point 133 feet south of Stinson Street and extending to a point 20 feet southerly therefrom; and
    - (iii) That a "One Hour Parking Time Limit" regulation be implemented on the west side of West Avenue South commencing from Stinson Street and extending to a point 133 feet southerly therefrom; and
    - (iv) That a "One Hour Parking Time Limit" regulation be implemented on the west side of West Avenue South commencing 153 feet south of Stinson Street and extending to a point 23 feet southerly therefrom.



- (d) (i) That a "Permit Parking" regulation be implemented on the north side of Somerset Avenue commencing at a point 302 feet west of Barnesdale Avenue North and extending to a point 20 feet westerly therefrom; and
- (ii) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Luigi Di Vincenzo, 33 Somerset Avenue.
- (e) (i) That a "Permit Parking" regulation be implemented on the west side of Madison Avenue commencing at a point 135 feet south of Cannon Street East and extending to a point 20 feet southerly therefrom; for the first half of each month from April to November and during the winter months in accordance with the existing "Alternate Side Parking" regulation; and
- (ii) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Jose Da Costa, 31 Madison Avenue.
- (f) That the existing full time "Wheelchair Loading Zone" regulation on the east side of Chestnut Avenue which commences 188 feet north of Cannon Street and extends to a point 22 feet northerly therefrom, be revised such that the regulation is in effect from 8:00 a.m. to 9:00 p.m., seven days a week.
- (g) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 8:00 p.m., 7 days a week" regulation be implemented on the east side of Tragina Avenue North commencing at a point 587 feet south of Barton Street East and extending to a point 20 feet southerly therefrom.
- (h) That a "No Stopping, Wheelchair Loading Zone, 24 hours a day, seven days a week" regulation be implemented on the north side of Howe Avenue commencing at a point 62 feet west of East 17th Street and extending to a point 25 feet westerly therefrom.
- (i) (i) That a four-way stop control be implemented at the intersection of Upper Horning Road and Guildwood Drive; and
- (ii) That a School Crossing Guard be assigned to the intersection of Upper Horning Road and Guildwood Drive;
- (iii) That a review of the effectiveness of a School Crossing Guard at Upper Horning Road and Guildwood Drive be conducted after a 6 month period.



- (j) That eastbound traffic on Vansitmart Avenue be required to stop for northbound and southbound traffic on Talbot Street.
- (k)
  - (i) That northbound traffic on Millpond Place be required to stop for eastbound and westbound traffic on Rexford Drive;
  - (ii) That northbound traffic on Robson Crescent (west leg) be required to stop for eastbound and westbound traffic on Rexford Drive; and
  - (iii) That northbound traffic on Robson Crescent (east leg) be required to stop for eastbound and westbound traffic on Rexford Drive; and
  - (iv) That northbound traffic on Rowan Court be required to stop for eastbound and westbound traffic on Rexford Drive.
- (l) That the existing eastbound/westbound stop control at the intersection of Halam Avenue and Shadyside Avenue be switched such that northbound and southbound traffic on Shadyside Avenue would be required to stop for eastbound and westbound traffic on Halam Avenue.
- (m) That northbound traffic on Cheever Street be required to stop for eastbound and westbound traffic on Mars Avenue.

17. That, in accordance with the request of the Hamilton Street Railway Company, the following bus stops be established:

Route No. 4 Bayfront and Route No. 57 Nash

- Northbound - Kenora Avenue, 177 feet north of Barton Street East (M/B)
- Northbound - Kenora Avenue, 115 feet south of Bancroft Street (M/B)
- Westbound - Bancroft Street, 460 feet west of Kenora Avenue (M/B)
- Southbound - Nash Road, 184 feet south of Bancroft Street (M/B)
- Southbound - Nash Road, 165 feet north of Barton Street East (M/B)



18. That the City Solicitor be directed to prepare an agreement with CP Rail for the attachment of traffic signal equipment to the CP Rail structure (mileage 57.83 Fort Erie Subdivision) at the intersection of Catharine and Hunter Streets.
19.
  - (a) That the existing residential boulevard parking agreement between the City and Edward Pearman and William Theule, registered as Instrument No. 138201 C.D. to the property at 138 East 23rd Street, be discharged, at the property owners expense; and
  - (b) That the City Solicitor be directed to prepare the necessary documents in relation to the discharge of this agreement; and
  - (c) That the owner of the property be permitted to execute a revised residential boulevard parking agreement.
20. That the Director of Traffic Services be authorized to issue, at no charge, temporary time limit exemption permits to residents whose access to their property is cut off during construction periods.
21. That the cost of installing 54 new parking meters on Ottawa Street between Cannon and Barton Streets, which is approximately \$35,000.00, be charged as an overdraft to the City Traffic Department Account No. CHXXXX 75999 (Parking Meters).
22.
  - (a) That the tube style taxi stand signing be approved; and
  - (b) That an initial expenditure for one taxi stand sign be approved.
23.
  - (a) That pedestrian crosswalk lines be painted across Upper Wentworth Street at a point approximately 180 metres south of Mohawk Road.
  - (b) That the Commissioner of Engineering be directed to investigate the feasibility of installing wheelchair ramps and sidewalk extensions to accommodate the pedestrian crosswalk, and;
  - (c) That a recommendation be forwarded to the Engineering Services Committee recommending the implementations of a two-way left turn lane on Upper Wentworth Street from a point approximately 203 metres south of Mohawk Road to 83 metres southerly.
  - (d) That a recommendation be forwarded to Engineering Services Committee for the prohibition of U turns at both ends of the median cut on Upper Wentworth Street South of Mohawk Road and at the left turn slot from Upper Wentworth to the northerly entrance to Limeridge Mall.
  - (e) That By-law R-89-038 be amended accordingly.



24. (a) That the Hamilton-Wentworth Police be requested to provide additional speed enforcement on Stone Church Road in the vicinity of Walker's Pool.
- (b) That the City of Hamilton recommendation be forwarded to the Engineering Services Committee for their consideration.

25. That leave be granted to introduce the following Bills:

**Bill A-115** A By-law to Incorporate Parts 9 and 10, Plan 62R-10132 into Brigadoon Drive

**Bill A-116** A By-law to Incorporate All of Lot 101, Plan 62M-163 into Fairington Crescent

**Bill A-117** A By-law to Incorporate Part 2, Plan 62R-10638 into Fairington Crescent

**Bill A-118** A By-law to Incorporate Parts 3 and 4, Plan 62R-10203 into Rambo Street

**Bill A-119** A By-law to Amend By-law No. 89-72 to Regulate Traffic

**Bill A-120** A By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Tina Agnello, Secretary  
August 20, 1990**

**mjw**







SCHEDULE "A"

<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Dragoon Drive	Parts of Lot 12 Conc. 8, (formerly Barton Township) designated as Parts 9 & 10 on Plan 62R-10132	N/A	To provide access to & from Parts 1 & 2 Plan 62R-10132 to Dragoon Drive as established by City of Hamilton By-Law No. 90-204	S610-03 S723-44
Fairington Crescent	Lot 101, Plan M-163	N/A	To provide access and hook-up with Fairington Crescent, Plan 62M-666 and Fairington Crescent, Plan 62M-163	S705-20 S705-27
Fairington Crescent	Part of Lot 27, Con. 2, Geographic Township of Saltfleet, designated as Part 2, Plan 62R-10638	N/A	To provide access and hook-up between the two separated portions of Fairington Crescent on Plan 62M-666	S705-27
Rambo Street	Parts of Lot 3, Registered Plan 1059 designated as Parts 3 and 4, Plan 62R-10203 (excepting those parts of said Lot 3, designated as Parts 1 & 2, Plan 62R-11178)	N/A	To provide access and hook-up between Rexford Drive and Stone Church Road	S718-64

Appendix "A" as referred  
to in Section 14 of the  
ELEVENTH Report of the  
Transport and Environment  
Committee







SUBDIVISION		# OF LOTS and LOCATION	SUBDIVISION AGREEMENT AUTHORIZATION	DESCRIPTION OF WORKS	0.3 METRE RESERVE COSTS	NON-RECOVERABLE & OVERSIZED COSTS	TOTAL CITY'S SHARE	TOTAL SUBDIVIDER'S SHARE	TOTAL SERVICING COSTS
- COVENTRY GARDENS		45	90-05-29	Catch Basins &	\$ 3,819.00	\$ 30,646.00			
- CARRIAGE GATE HOMES		(Hamilton)	Report 11-90	Connections					
- A.J. CLARKE			Item 15(b)	Curbs & Sidewalks	\$ 10,577.00	\$ 63,183.00			
(Consultant and Surveyor)				Finished Roads	\$120,390.00	\$ 59,198.00			
				Dead End Barricade	NIL	\$ 2,034.00			
				Street Lighting	\$ 2,340.00	\$ 8,160.00			
				Fencing	NIL	\$ 3,955.00			
				Storm, Sanitary	NIL	\$206,634.00			
				Sewers and Water					
				Gravel driveway	NIL	\$ 11,300.00			
				Seeding	NIL	\$ 891.00			
									\$523,127.00 + \$230,838.16 = \$753,965.16
- ABBEY HILL FARM		18	89-12-12	Catch Basins &	NIL	NIL			
PHASE - 2-		(Hamilton)	Report 28-89	Connections					
- SPEDACO HOLDINGS LTD.			Item 10 (b)	Curbs & Sidewalks	NIL	\$ 6,304.15			
- ASHENHURST NOUMENS LTD.				Finished Roads	NIL	\$ 13,194.70			
(Consultant and Surveyor)				Dead End Barricade	NIL	NIL			
				Street Lighting	NIL	\$ 1,179.00			
				Fencing	NIL	\$ 4,347.00			
				Storm Sanitary Sewers	NIL	\$ 22,153.87			
				and Watermain					\$ 48,278.20 + \$138,178.97 = \$186,457.25
- SOUTH HILL SUBDIVISION		59	88-12-13	Catch Basins &	NIL	NIL			
WARD PARK DEVELOPMENTS		(Hamilton)	Report 1-89	Connections					
ASHENHURST NOUMENS LTD.			Item 7 (c)	Curbs & Sidewalks	NIL	NIL			
(Consultant and Surveyor)				Finished Roads	NIL	NIL			
				Dead End Barricade	NIL	NIL			
				Street Lighting	NIL	NIL			
									NIL + \$348,259.65 = \$348,259.65
TOTALS					\$137,126.00	\$433,179.72	\$571,405.28	\$717,276.78	\$1,288,682.10

SCHEDULE "B"

Appendix "B" as referred to in Section 15 of the ELEVENTH Report of the Transport and Environment Committee

\* OVERSIZING EXPENDITURES are Non-Recoverable  
\* 0.3 METRE RESERVE EXPENDITURES are Fully Recoverable















## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIFTEENTH** Report for 1990 and respectfully recommends:

1. (a) That the Guidelines (including Membership and Reporting Mechanism) appended hereto as Schedule "A", for a Joint Plaquing Sub-Committee for the Hamilton Historical Board and Local Architectural Conservation Advisory Committee be approved.
- (b) That per the Guidelines, the following be appointed to the Joint Plaquing Sub-Committee:
  - i. Alderman Wm. McCulloch - Hamilton Historical Board and LACAC
  - ii. Dennis Missett - Hamilton Historical Board
  - iii. Ken Bennett - Hamilton Historical Board
  - iv. Brian Henley - LACAC and Hamilton Historical Board
  - v. Nina Chapple - LACAC
2. That approval be given to establish a "Dundurn Castle Restoration" Reserve Fund for the purpose of restoration/conservation work to be carried out on Dundurn Castle and ancillary buildings as identified in the Building Conservation Study by Quadrangle Consultants.
3. That approval be given to purchase programme equipment, at an estimated cost of \$1 000, with funds being provided from The Children's Museum Trust Fund Account No. CH5X699 00403.
4. That approval be given to create an "Orientation Area" for Dundurn Castle at an estimated cost of \$10 000 with funds being provided from Furnishing Account No. CH58004 71001.



5.
  - (a) That the month of May 1991 be designated as Arts Awareness Month in order to provide a specific time period to focus on the arts in Hamilton.
  - (b) That the Department of Culture and Recreation and the Arts Advisory Sub-Committee co-ordinate a community wide promotional effort.
6.
  - (a) That Shedaco Holdings Limited be paid the sum of \$217 965 as full market value compensation for their remaining parkland credit balance of 5,348.76 square metres (1.321 acres), upon receipt of a Release prepared by the owners in a form satisfactory to the City Solicitor.
  - (b) That payment be charged to Account No. CH 5X306 00201 ("Reserve Acquisition of Land Under the Planning Act") which has sufficient funds available.
7. That Hamilton Entertainment and Convention Facilities Inc. be granted permission to serve food and alcoholic beverages on Commonwealth Square during the Canadian Dairy Bureau Cycling Challenge, to be held Friday, 1990 September 28, subject to the following terms and conditions:
  - (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured be provided.
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, clean-up, etc.)
  - (c) That alcoholic beverages be served in the designated areas.
  - (d) That the applicant adhere to the regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
  - (e) That Special Duty Officers as deemed necessary by the Hamilton Wentworth Regional Police be provided at the applicants expense.
8. That the membership rates for recreation centres, arenas, outdoor pools and golf courses be increased at a rate equated to the annual cost of living index commencing January 1st of each year.



9.
  - (a) That the Department of Culture and Recreation be authorized to approve sponsorship for minor hockey and ringette programs using municipal arenas under the Hamilton Minor Hockey Council and the Hamilton Ringette League.
  - (b) That the sponsorship program be limited to a maximum of \$150 per houseleague team with name recognition permission.
  - (c) That the Director of Culture and Recreation be authorized to increase the allowable sponsorship, on a year to year basis based on the rate of inflation, and upon request by the Hamilton Minor Hockey Council and the Hamilton Ringette League.
10. That approval be given of the action taken by the Director of Culture and Recreation, to allow the Rotary Club/Molson's Brewery to sell alcoholic beverages in conjunction with their Media Day to be held at Globe Park on Sunday, 1990 August 12 subject to the following terms and conditions:
  - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
  - (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
  - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
  - (d) That the concessionaire be contacted to make the necessary arrangements for the provision of food.
  - (e) That Special Duty Officers, as deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicants expense.
11.
  - (a) That approval be granted to waive rental fees, clean-up and labour related charges associated with the use of Ivor Wynne Stadium, on 1990 June 26 and August 16 for purposes of holding membership meetings by the United Steelworkers of America, Local 1005.
  - (b) That proof of \$2 million Comprehensive General Liability Insurance for Bodily Injury and Property Damage, naming the City as co-insured be provided.



12. (a) That Mr. Tony Russo, Hamilton, be awarded the concession at Lawfield Arena in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, for a term of twelve (12) months commencing 1990 September 01.
- (b) That in accordance with the contract there will be no revenue received from this concession unless there is a profit at the end of the twelve month period. The amount of revenue to be received is 8% profit.
- (c) That a contract be entered into satisfactory to the City Solicitor.

**NOTE:** As this concession has not been operated since April 1990 and there are ongoing activities at the Arena, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

13. (a) That a Foreman III (13C) position be approved in the Facilities (Sports Stadia) Section of the Parks Division of Public Works Department;
- (b) That this position be posted immediately and filled.

14. (a) That a purchase order be issued to McLean-Peister Limited, Kitchener, in the amount of \$150 499 to provide the fence and walkway reconstruction of Sam Lawrence Park in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
- (b) That a contract be entered into satisfactory to the City Solicitor.

**NOTE:** Lowest of nine (9) tenders received. Funds provided in Sam Lawrence Redevelopment Account No. CF 5255 628954002.

15. (a) That a purchase order be issued to Michael Bruen Construction, Hamilton in the amount of \$108 486 to provide site improvements and landscaping at Wellington Park in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
- (b) That a contract be entered into satisfactory to the City Solicitor.

**NOTE:** Lowest of seven (7) tenders received. Funds provided in Wellington Park Improvements Account No. 703 5858 Capital.



16. (a) That a purchase order be issued to Crystal Fountains, Scarborough, in the amount of \$60 748 to design, fabricate and install an historical fountain in Wellington Park in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.
- (b) That a contract be entered into satisfactory to the City Solicitor.

**NOTE:** Lowest acceptable of eight (8) proposals received. Funds provided in Wellington Park Redevelopment, Capital Funds Account No. 703 5858.

17. That a purchase order be issued to Jacobs Greenhouse Manufacturing Limited, Delhi, in the amount of \$20 440 to reglaze Greenhouse #2 at Gage Park, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

**NOTE:** Lowest of three (3) quotations received. Funds provided in Contractual Services, Greenhouse Operations Account No. CH56398 62218.

18. That a purchase order be issued to Trystan, Brantford, in the amount of \$51 435 for the supply and delivery of Tree Grates for the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

**NOTE:** Only quotation received. Funds provided in Stock Materials Account No. 56197 60999.

19. (a) That 768811 Ontario Limited o/a Tiger Beverages, Hamilton, be awarded the contract to supply, service and maintain vending machines at various rinks, pools and community centres in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, as follows:

Hot Drink Beverage - Price per cup .50 - Commission per cup 0.18  
Cold Drink Beverage - Price per cup. 75 - Commission per can 0.15  
Chip/Snack Machine - 15% commission per item

The term of the agreement is to be from 1990 August to 1991 November 30, with an option in favour of the City to extend for one additional twelve month term.

- (b) That a contract be entered into satisfactory to the City Solicitor.

**NOTE:** Only supplier to bid.



20. That a purchase order be issued to S & S Electrical Services, Ancaster, in the amount of \$29 789 to provide the lighting upgrade at Churchill Lawn Bowling Club in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

**NOTE:** Lowest of seven (7) quotations received. Funds provided in Lighting, Churchill Lawn Bowling Club Account No. CF5200 629054015.

21. That a purchase order be issued to Connon Nurseries Neil Vanderkruk Holdings Inc., Waterdown, in the amount of 37 193.90 plus 8% Provincial Sales Tax, for the supply and delivery of various trees for Fall planting by the Parks Division, Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

**NOTE:** Lowest of seven (7) tenders received. Funds provided in Work Done For Others Account No. CH56103 62910.

22. That a purchase order be issued to retain Quadrangle Architects Limited, Toronto, as Consultants for architectural services for roof repair/replacement and restoration work at Dundurn Castle, in accordance with Request for Proposal issued by the Manager of Purchasing and Vendor's proposal and Terms of Reference. Approximate total cost \$45 000.

**NOTE:** Funds provided in the Major Maintenance to Civic Buildings Account No. CH5200 318941003.

23. That the guidelines for the supply and purchase of playlot equipment approved by City Council on 1986 May 13 and as amended by City Council on 1986 October 26 be further amended to include the following provisions:

- (a) i. That the City provide an initial start up fund of \$10 000 towards the purchase of an "integrated" playstructure, where there is an organized Community Group.
- ii. That the City provide an additional contribution by matching monies raised by the Community for an integrated structure at a ratio 2:1.
- (b) That the Capital Budget for playstructures financed from the Reserve for Parkland be reviewed to accommodate the increased funding requirements.



- (c) i. That in accordance with the amended Playlot Equipment Policy as outlined in Section 23 (a) above, approval be given to the allocation of funds for the purchase and installation of "integrated" playground equipment for Armstrong Park in the amount of \$10 000.
  - ii. That in consideration of the fact that the allocation in the 1990 Capital Budget for Playground Equipment has been fully committed and owing to the fact that no other source of funding can be identified by the Parks and Recreation Committee it is respectfully recommended that the Finance and Administration Committee recommend the method of financing the \$10 000 for an integrated playstructure.
- 24. That the Terms of Reference for the Pier 4 Park Development Concept plan be revised in conjunction with the Hamilton Harbour Commissioners to include the investigation of the feasibility of linkage to Pier 8 and Eastwood Park along Guise Street.
- 25. That leave be granted to introduce the following Bills:
  - (a) B-100 Renovations and Repairs to Ivor Wynne Stadium
  - (b) B-101 Construction or Repair of Parking Lots or Pathways at Various Locations
  - (c) B-102 Relocation of Sherwood Branch Library.

**RESPECTFULLY SUBMITTED,**

Lynn Dale,  
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE**

**Attach.**

**1990 August 21**







JOINT PLAQUING SUB-COMMITTEE  
HAMILTON HISTORICAL BOARD/LOCAL ARCHITECTURAL  
CONSERVATION ADVISORY COMMITTEE

## MEMBERSHIP:

The Joint Sub-Committee shall be comprised of two members of the Local Architectural Conservation Committee (one of whom is the LACAC representative on the Hamilton Historical Board) and two members of the Hamilton Historical Board, all appointed annually, as well as one alderman (sitting on either LACAC or the Historical Board). The Sub-Committee will select its chairperson.

## REPORTING MECHANISM:

1. Proposals for plaques to be funded all or in part with municipal monies and/or to be erected on municipal property shall be forwarded to the Joint Plaquing Sub-Committee for discussion and approval.
2. The Joint Plaquing Sub-Committee, if appropriate, may liaise with the federal and provincial governments concerning plaquing.
3. Submissions for City of Hamilton historical plaques from individuals or from organizations shall be forwarded to the Plaquing Sub-Committee in writing. Full information as to significance shall accompany the submission. Submissions will be evaluated by the Sub-Committee for accuracy.
4. Submissions approved by the Plaquing Sub-Committee shall be forwarded simultaneously to the next regular meetings of both the Hamilton Historical Board and the Local Architectural Conservation Advisory Committee for comments and/or approval.
5. Submissions approved by both the Hamilton Historical Board and the Local Architectural Advisory Sub-Committee shall be forwarded by the Hamilton Historical Board to the Parks and Recreation Committee for approval.



## GUIDELINES FOR PLAQUING

Two general categories of plaques have been established: COMMEMORATIVE PLAQUES and DESIGNATION PLAQUES (for structures, streetscapes, etc. designated under the Ontario Heritage Act or located within a designated Heritage Conservation District).

### PLAQUES MAY BE AWARDED FOR THE FOLLOWING REASONS:

#### 1. DESIGNATION PLAQUES

Designation of a structure, streetscape, or area under the Ontario Heritage Act.

#### 2. COMMEMORATIVE PLAQUES

NOTE: More than one category may apply.

Architectural Reasons may include age, style and/or location.

The building is noted for one or more of the following characteristics:

- \* an outstanding example of an architectural style
- \* an exceptionally early building
- \* an unusual building type, structure, or composition
- \* the first or last of a kind
- \* an important visual landmark
- \* a special relationship between building and site
- \* the work of a major architect
- \* a group of buildings which form an important streetscape
- \* an exemplary restoration or adaptive re-use project

#### Historical/Prehistoric Importance

- \* close association with a noteworthy person (to recognize their lasting importance; chosen because of their association with the place)
- \* close association with a noteworthy event
- \* effectively illustrates a significant, broad pattern cultural, social, political, military, economic or or industrial history or pre-history



## RECOMMENDATIONS:

1. That the Joint Plaquing Sub-Committee design a form for plaquing submissions.
2. That a Plaquing Register listing existing and potential plaques and outlining their significance be established and maintained by the Joint Plaquing Sub-Committee. This Plaquing Register should include buildings in Hamilton designated under the Ontario Heritage Act.
3. The Joint Plaquing Sub-Committee should adhere to City policies regarding language. The Sub-Committee should consider additions to the English text if appropriate.
4. The Joint Plaquing Sub-Committee should examine issues relating to the location of plaques, their maintenance, ownership of plaques, and the replacement of damaged plaques.
5. The Joint Plaquing Sub-Committee should consider integrating the plaquing program (including both existing and future plaques) into broader heritage activities (e.g. walking tours).
6. The Joint Plaquing Sub-Committee should examine closely the question of legal liability in regards to plaquing on private property.
7. A uniform design should be established for both categories of plaques.
  - a) Descriptive texts should be used on plaques.
  - b) Illustrative plaques should be considered if appropriate.















## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIFTEENTH** Report for 1990 and respectfully recommends:

1. That a repayable loan under the Commercial Facade Loan Programme, in the amount of twelve thousand, eight hundred and forty-one dollars (\$12,841.) be approved for 201 King Street East, Mr. F. Lauinger. The interest rate will be 7-3/8 percent, amortized over 10 years.
2. That an increase under the Commercial Facade Loan Programme, in the amount of three thousand, nine hundred and forty-five dollars (\$3,945.) be approved for 207-209 King Street East, Mr. Ung Kim, for a new loan amount of forty-two thousand, two hundred and forty-six dollars (\$42,246.). The interest rate will be 7-3/8 percent, amortized over 10 years.
3. That the City Solicitor be authorized and directed to prepare an Expropriation By-law to expropriate properties at 19 Gerrard Street and 393 Sherman Avenue North for the purpose of acquiring lands, buildings and structures used or erected for a purpose that does not conform with a by-law passed under Section 34(8) of The Planning Act, S. O. 1983, Chapter 1.

**NOTE:** These two residential properties are required to remove residential uses from the Industrial zoned areas of the Alpha Enclave, which are west of Sherman Avenue North and north of Barton Street East. To date, the City has already acquired 24 of the 39 properties in the Alpha West part of this project. As authorized by Council on 1989 June 27, and 1989 March 28, Notice of the City's intention to expropriate these two residential properties in an industrial zone have been advertised and served upon all persons having an interest in these lands and no request for an inquiry hearing into the proposed expropriations has been received.

4. That the City of Hamilton accept the sum of \$10,200. as cash payment in lieu of 5% parkland dedication, in connection with Beaverton Estates, Hamilton, this being the cash requirement under Section 50 of the Planning Act.

**NOTE:** These lands are located west of Upper Sherman Avenue and south of Stone Church Road East in the Butler Neighbourhood, Hamilton.



5. (a) That the City Solicitor be authorized to prepare a by-law for the clearing of the premises located at municipal number 1306 King Street East of domestic and industrial waste, for presentation to City Council.
- (b) That the City Solicitor be authorized to prepare a by-law for the repair of the building in accordance with the Orders issued, which have been before the courts and convictions registered, for presentation to City Council.

NOTE: The cost of the removal of this domestic waste and repairs to the building will be added to the tax roll to be collected in a like manner as municipal taxes. It is estimated that the cost of the removal of this waste and repairs to be approximately \$5,000. plus administration costs.

6. That the Building Commissioner be authorized to issue demolition permits for the following properties:
  - (a) 702 Stone Church Road East
  - (b) 46 Limeridge Road East
7. That in accordance with Phase II of the H.S.R. Bus Shelter Proposal, that the H.S.R. be given approval to install bus shelters in the proposed locations other than Gore Park as follows:
  - (a) 2 transit shelters on James Street South, west side, south of King Street West (Canadian Imperial Bank of Commerce and the Pigott Building).
  - (b) 2 transit shelters around the Eaton's Centre, one on James Street North, west side, near York Boulevard and one on York Boulevard, south side, near James Street North.
  - (c) 1 transit shelter to be installed in front of the Standard Life Building, north side, of King Street West at Bay Street.

NOTE: On 1989 April 25, City Council approved Phase I of the H.S.R. Transit Shelter Proposal as recommended by the Downtown Action Plan Co-ordinating Committee (DAPCOM).

On 1990 July 12 the Downtown Action Plan Co-ordinating Committee with representation from the Urban Design Committee and the Veteran's Committee, heard a presentation by H.S.R. regarding the placement of additional transit shelters in the downtown area.



DAPCOM did not approve the location of any transit shelters in the Gore Park area until the Public Works Department co-ordinates a Committee and initiates a comprehensive review of Gore Park, its maintenance, uses and design elements and reports back to the Downtown Action Plan Co-ordinating Committee. This Committee will be comprised of representatives from DAPCOM, CAPIC, Urban Design, the Downtown Promenade B.I.A. and various technical staff.

8. That, the Sanitation Implementation Committee proceed with the development of a second yearly "Keep Hamilton Clean Public Service Announcement" in co-ordination with the Broadcasting Department at Mohawk College, the Keep Hamilton Clean Committee and the Downtown Action Plan Co-ordinating Committee (DAPCOM) to promote the objectives of Phase IV of the Downtown Action Plan, Sanitation Study.

**NOTE:** The approximate cost to hold a Public Service Announcement competition is three thousand dollars (\$3,000.) Funds are available in Phase IV of the Downtown Action Plan under the Account No. CF 5698 428803006.

9. (a) That Hamilton Entertainment and Convention Facilities Inc. (Hamilton Place Theatre) be authorized to use a portion of Commonwealth Square measuring approximately 36 feet x 60 feet, situated immediately west of the doors leading to and from the Piano Nobile of the Theatre, for the purposes of establishing an outdoor patio to be used in conjunction with events taking place at the Theatre, at the pleasure of City Council.
  - (b) That the use of Commonwealth Square by Hamilton Entertainment and Convention Facilities Inc. be approved subject to Hamilton Entertainment and Convention Facilities Inc. receiving approval from the Liquor Licence Board of Ontario to extend their licence to this outdoor area.
- 10.(a) That the non-residential property located at 43 Elgin Street which was approved for acquisition by City Council on 1976 March 9, be acquired through expropriation for municipal and park purposes and that the City Solicitor be directed to take the appropriate actions required, including preparation of all appropriate by-laws.
  - (b) That the City Clerk be authorized and directed to:
    - (i) Give Notice of the City's Application as Expropriating Authority to all owners, registered owners and tenants (as defined in The Expropriations Act) for approval to expropriate for Park and Recreational purposes pursuant to the approved Beasley Neighbourhood Plan;



- (ii) Advertise Notice of the City's Application in a newspaper as required by the Expropriations Act; and,
- (iii) Sign and receive the said Application for Approval to Expropriate.
- (c) That the amount of \$150,000. be transferred from Account No. CH 00201 (Reserve for Parklands) to Account No. CF 5590 628650005 (Beasley Park Acquisition).
- (d) That the costs associated with this expropriation be charged to Account No. CF 5590 628650005 (Beasley Park Acquisition).
- (e) That the Director of Property and the City Solicitor be authorized to terminate the lease and obtain vacant possession of the property located at 44 Elgin Street.

**NOTE:** The subject lands are required to implement the approved Beasley Neighbourhood Plan, first adopted by City Council on 1973 November 27, and most recently revised in 1990 January. The subject lands have been designated "Park and Recreational" on the plan, and more specifically, have been designated as a "Priority One Park" pursuant to Council's adoption of Section 17 of the Report of the Board of Control on 1976 March 9.

In order to meet the critical path scheduling for construction in the Spring of 1991 for the Central/Beasley P.R.I.D.E. programme, approved by City Council in the 1990-1994 Capital Budget and 50% funded by the Province, expropriation is required at this time. This is consistent with the policy approved by City Council on 1977 May 10 by the adoption of Item 4(c) of the Fifth Report of the Parks and Recreation Committee.

11. That approval be given to amended Zoning Application 90-24, Pietro and Maria Giraldi, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to create three building lots for single-family detached dwellings, fronting onto Eaglewood Drive, for property located at the rear of 779 Rymal Road East, as shown on the attached map marked as Appendix "A", on the following basis:
  - (a) That the subject property be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-38D for presentation to City Council; and,
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



**NOTE:** The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located at the rear of 779 Rymal Road East.

The effect of the By-law is to create three building lots for single-family detached dwellings, fronting onto Eaglewood Drive.

- 12.(a) That Zoning Application 90-47, Buckingham York Ltd, owner, requesting a modification to the "E-3" (High Density Multiple Dwellings) District, to permit the use of the subject lands for a temporary parking lot not to exceed three years, for the properties located at 150-158 Catherine Street South, as shown on the attached map marked as Appendix "B", be DENIED as submitted, for the following reason:
- (i) A portion of the subject lands (150-152 Catherine Street South) is occupied by two "listed" heritage buildings. In this regard, City Council previously denied the applicant's request for a demolition permit and placed the lands under Demolition Control. Approval of the application would undermine the intent of Council's application of the Demolition Control provisions of the Planning Act.
- (b) That approval be given to an amended Zoning Application 90-47, Buckingham York Ltd, owner, requesting a modification to the "E-3" (High Density Multiple Dwellings) District, to permit the use of the subject lands for a temporary parking lot not to exceed three years, for the properties located at 156-158 Catherine Street South, as shown on the attached map marked as Appendix "C", on the following basis:
- (i) That the "E-3" (High Density Multiple Dwellings) District regulations, as contained in Section 11C of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
    - (1.) That notwithstanding Section 11C(1)(i) of By-law No. 6593 and in accordance with Section 38 of the Planning Act R.S.O. 1983, the temporary parking of motor vehicles for a three year period from the date of the passing of the by-law shall be permitted.
    - (2.) That a minimum 1.5 m wide landscaped strip and a 1.2 to 2.0 m high visual barrier shall be provided and maintained along the northerly and westerly lot lines.
    - (3.) That a minimum 1.5 m wide landscaped strip shall be provided and maintained along the easterly and southerly lot lines except for any area(s) used for vehicular access.



- (ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1186, and that the subject lands on Zoning District Map E-5 be notated S-1186;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5 for presentation to City Council;
  - (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (c) That the amending by-law not be passed by City Council until a Site Plan has been approved by the Planning and Development Committee.

**NOTE:** The purpose of the by-law is to provide for a modification to the "E-3" (High Density Multiple Dwellings) District, for the properties located at 156-158 Catherine Street South.

The effect of the by-law is to permit the use of the subject lands for a temporary parking lot not to exceed three years. In addition, the by-law provides for the following special requirements:

- (a) A minimum 1.5 m wide landscaped strip and a 1.2 to 2.0 m high visual barrier to be provided and maintained along the northerly and westerly lot lines; and,
  - (b) A minimum 1.5 m wide landscaped strip to be provided and maintained along the easterly and southerly lot lines except for any area(s) used for vehicular access.
13. That Zoning Application 90-53, Hamilton Builders Supply Ltd., owner, requesting a modification to the established "AA" (Agricultural) District regulations, to establish the appropriate zoning for the existing builders supply business and permit the construction of a new warehouse on the property located at 164 Limeridge Road East, as shown on the attached map marked as Appendix "D" be **DENIED** for the following reasons:
- (a) It is contrary to the Official Plan which designates the property "Residential"; and,
  - (b) The use would be incompatible and out of character with existing and proposed development in the surrounding area.



14. That approval be given to Zoning Application 90-45 Simcoe and Erie General Insurance Co., Lessee, for a further modification to the established "L-mr-2" (Planned Development - Multiple Residential) District regulations, to permit an extension of the temporary use of the lands for parking purposes for a further three-year period in accordance with Section 38 of the Planning Act, for property located at 39 and 41 Devonport Street, as shown on the attached map marked as Appendix "E", on the following basis:

- (a) That the "L-mr-2" (Planned Development - Multiple Residential) District regulations as contained in Section 17B(6)(a)(iii) of Zoning By-law No. 6593, as amended by By-law 82-225, be modified in accordance with Section 38 of the Planning Act, R.S.O. 1983, to permit the temporary use of the lands for parking of motor vehicles accessory to the use of the land at 505 York Blvd. for a further three-year period during which the owner of the land at the time of passing of this By-law continues to be the owner thereof, whichever is the lesser;
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-717b, and the subject lands on Zoning District Map W-11 be notated S-717b;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-11 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the By-law is to provide for a further modification to the "L-mr-2" (Planned Development - Multiple Residential) District regulations applicable to property located at 39 and 41 Devonport Street.

The effect of the By-law is to permit the temporary use of the lands for parking purposes accessory to the use of land located at 505 York Blvd., for a further three-year period in accordance with Section 38 of the Planning Act or for the period during which the owner of the land at the date of passing of this By-law continues to be the owner thereof, whichever is the lesser.

- 15.(a) That approval be given to Zoning Application 90-51, 789068 Ontario Ltd. (D. Valentini), owner, requesting a modification to the established "M-13" (Prestige Industrial) District regulations, to permit development of the subject lands for a customer service and plant service depot for Union Gas, for property located on the east side of Pritchard Road in the area south of Highland Road, as shown on the attached map marked as Appendix "F", on the following basis:



- (i) That the "M-13" (Prestige Industrial) District regulations, as contained in Section 17E of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variances as special provisions:

- (1.) That notwithstanding Section 17E(1)(c), the following Commercial use shall be permitted:

<u>Use Not Prohibited</u>	<u>S.I.C. Number</u>
Other Services to Buildings and Dwellings	9959

- (2.) That notwithstanding Section 17E(1)(d), the following Industrial use shall be permitted:

<u>Use Not Prohibited</u>	<u>S.I.C. Number</u>
Dry Heating and Gas Piping Work	4242

- (ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-79D for presentation to City Council;
- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1187, and the subject lands on Zoning District Map E-79D be notated S-1187; and,
- (iv) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the amending By-law not be forwarded for passage by City Council until such time as the applicant/owner has submitted an agreement, registered on the title of the property to the satisfaction of the City Solicitor, stating that the owner recognizes and agrees that Pritchard Road, south of Harlowe Road, will be closed, and that the owner will acquire from the City of Hamilton half of the closed road allowance, should he/she not have legal frontage on Harlowe Road, and that all expenses involved in relocating the access, etc., as a result of this road closure, etc., will be the responsibility of the applicant/owner of the lands to be rezoned.

NOTE: The purpose of the By-law is to provide for a modification to the established "M-13" (Prestige Industrial) District regulations, for property located on the east side of Pritchard Road in the area south of Highland Road.

The effect of the By-law is to permit development of the subject lands for a customer service and plant service depot for Union Gas.



16. That approval be given to amended Zoning Application 90-19, David John Armstrong, owner, requesting a further modification to the established "HH" (Restricted Community Shopping and Commercial) District regulations, to permit professional offices (excluding medical and dental), a dry cleaner outlet, barber shop/hairdresser, video store, shoe store, bank, clothing store, drug store, TV/appliance store, and photo studio, for property located at the southwest corner of Upper Sherman Avenue and Limeridge Road East, as shown on the attached map marked as Appendix "G", on the following basis:
- (a) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 88-205, applicable to the subject lands, be further modified to include the following variances as special provisions:
    - (i) That notwithstanding Section 14A(1), only the following additional commercial uses shall be permitted:
      - (1.) a television and appliance store;
      - (2.) a bank;
      - (3.) a clothing store;
      - (4.) a shoe store;
      - (5.) professional offices (excluding medical and dental);
      - (6.) a collecting and distributing station for dry cleaning;
      - (7.) a barber shop/hairdresser;
      - (8.) a video store;
      - (9.) a drug store; and,
      - (10.) a photo studio.
  - (b) That a landscaped strip of not less than 3.0 m in width and a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire westerly and southerly lot lines.
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1084b, and the subject lands on Zoning District Maps E-27A and E-27B be notated S-1084b;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-27A and E27B for presentation to City Council; and,
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the By-law is to provide for a further modification to the established "HH" (Restricted Community Shopping and Commercial) District regulations, for property located at the southwest corner of Upper Sherman Avenue and Limeridge Road East.



The effect of the By-law is to permit, in addition to the previously approved variety store, the following additional commercial uses:

- (a) a television and appliance store;
- (b) a bank;
- (c) a clothing store;
- (d) a shoe store;
- (e) professional offices (excluding medical and dental);
- (f) a dry cleaner outlet;
- (g) a video store;
- (h) a barber shop/hairdresser;
- (i) a drug store; and,
- (j) a photo studio.

The By-law also requires, as special provisions, that a landscaped strip of not less than 3.0 m in width and a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire westerly and southerly lot lines.

17.(a) That amended Zoning Application 89-101, Joe Mancinelli, Henry Mancinelli and Ricardo Persi, owners, requesting a change in zoning from "AA" (Agricultural) District to "E-2" (Multiple Dwellings) District to permit a townhouse or apartment development on property located at 1334, 1340, 1342 and 1348 Upper Sherman Avenue, as shown on the attached map marked as Appendix "H", be **DENIED** for the following reasons:

- (i) The proposal to permit apartments conflicts with the intent of Subsection D.2 Neighbourhood Plan Policies of the Official Plan. In this regard, the proposal conflicts with the intent of the approved Rushdale Neighbourhood Plan which designates the lands for "Attached Housing".
- (ii) Under the requested "E-2" District, approval could result in an 8 storey, approximately 90 unit apartment building which would be incompatible and out of character with existing and proposed development in this area, which is primarily comprised of single-family dwellings and townhouse dwellings.
- (iii) Approval of this application may encourage other similar applications which, if approved, would undermine the intent of the Neighbourhood Plan and change the character of the area.



(b) That approval be given to an amended Zoning Application 89-101, Joe Mancinelli, Henry Mancinelli and Ricardo Persi, owners, for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, to permit a townhouse development on property located at Nos. 1334, 1340, 1342 and 1348 Upper Sherman Avenue, as shown on the attached map marked as Appendix "H", on the following basis:

- (i) That the subject lands be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District;
- (ii) That "RT-20" (Townhouse-Maisonette) District regulations as contained in Section 10E of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
  - (1.) That notwithstanding Section 10E(2)(a)3, Street Townhouse Dwellings shall be prohibited.
  - (2.) That a minimum 3.0 m wide landscaped planting strip shall be provided and maintained along the northerly and southerly side lot lines and along the rear lot line;
  - (3.) That a minimum 1.2 m high to 2.0 m high visual barrier shall be provided and maintained within the required landscaped planting strips;
- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1188, and that the subject lands on Zoning District Map E-27C be notated S-1188;
- (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
- (v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District for property located at 1334, 1340, 1342 and 1348 Upper Sherman Avenue.

The effect of the By-law is to permit a Townhouse or Maisonette development on the subject lands.



In addition, the By-law provides for the following variances as special requirements:

- (a) To prohibit Street Townhouse Dwellings;
- (b) To require a minimum 3.0 m wide landscaped planting strip to be provided and maintained along the northerly and southerly side lot lines and along the rear lot line;
- (c) To require a minimum 1.2 m to 2.0 m high visual barrier to be provided and maintained within the required landscaped planting strips.

18. That Item 13 of the Thirteenth Report for 1990 of the Planning and Development Committee, adopted by City Council at its meeting of 1990 July 31, regarding amended Zoning Application 90-36, Carriage Gate Homes Ltd., prospective owners, be repealed and replaced with the following revised resolution:

"That approval be given to amended Zoning Application 90-36, Carriage Gate Homes Ltd., prospective owners, requesting a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, to permit the development of the subject lands for small lot single-family dwellings, for the property located at the rear parts of 1422 and 1430 Upper Sherman Avenue, as shown on the attached map marked as Appendix "I", on the following basis:

- (a) That the lands be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C presentation to City Council;
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the by-law is to provide for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, for the property located at the rear parts of 1422 and 1430 Upper Sherman Street.

The effect of the by-law is to permit the development of the subject lands for small lot single-family dwellings".



- 19.(a) That the Regional Municipality of Hamilton-Wentworth be notified that the City of Hamilton is not opposed to the proposed Official Plan Amendment No. 23 to the City of Stoney Creek;
- (b) That the City Clerk be directed to inform the Regional Municipality of Hamilton-Wentworth regarding (a) above, and forward a copy of the Staff report to the Region.
- (c) That Planning Staff be directed to undertake a review of the green link within the Mountain Industrial Area.
- 20.(a) That approval be given to proceed with the required publication of a proposed by-law to rename Alma Avenue to Eaglewood Drive.
- (b) That approval be given to hold a public meeting to consider the passing of a by-law to change the name of Alma Avenue to Eaglewood Drive.
21. That leave be granted to introduce the following Bills:
- (a) Bill C-121 A By-law to expropriate lands that do not conform with By-laws passed under Section 34 of The Planning Act, S.O. 1983, Chapter I.
- (b) Bill C-122 A By-law to amend Zoning By-law No. 6593 respecting Day Nurseries.
- (c) Bill C-123 A By-law to designate land located at Municipal Nos. 172-176 Locke Street South as property of Historic and Architectural Value and Interest.
- (d) Bill C-124 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 89-342 respecting land located at Municipal No. 57 Rymal Road West.
- (e) Bill C-125 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 21 Rymal Road West.
- (f) Bill C-126 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 89-339 respecting land located at Municipal No. 1515 Upper Ottawa Street.
- (g) Bill C-127 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 991 Upper Paradise Road.



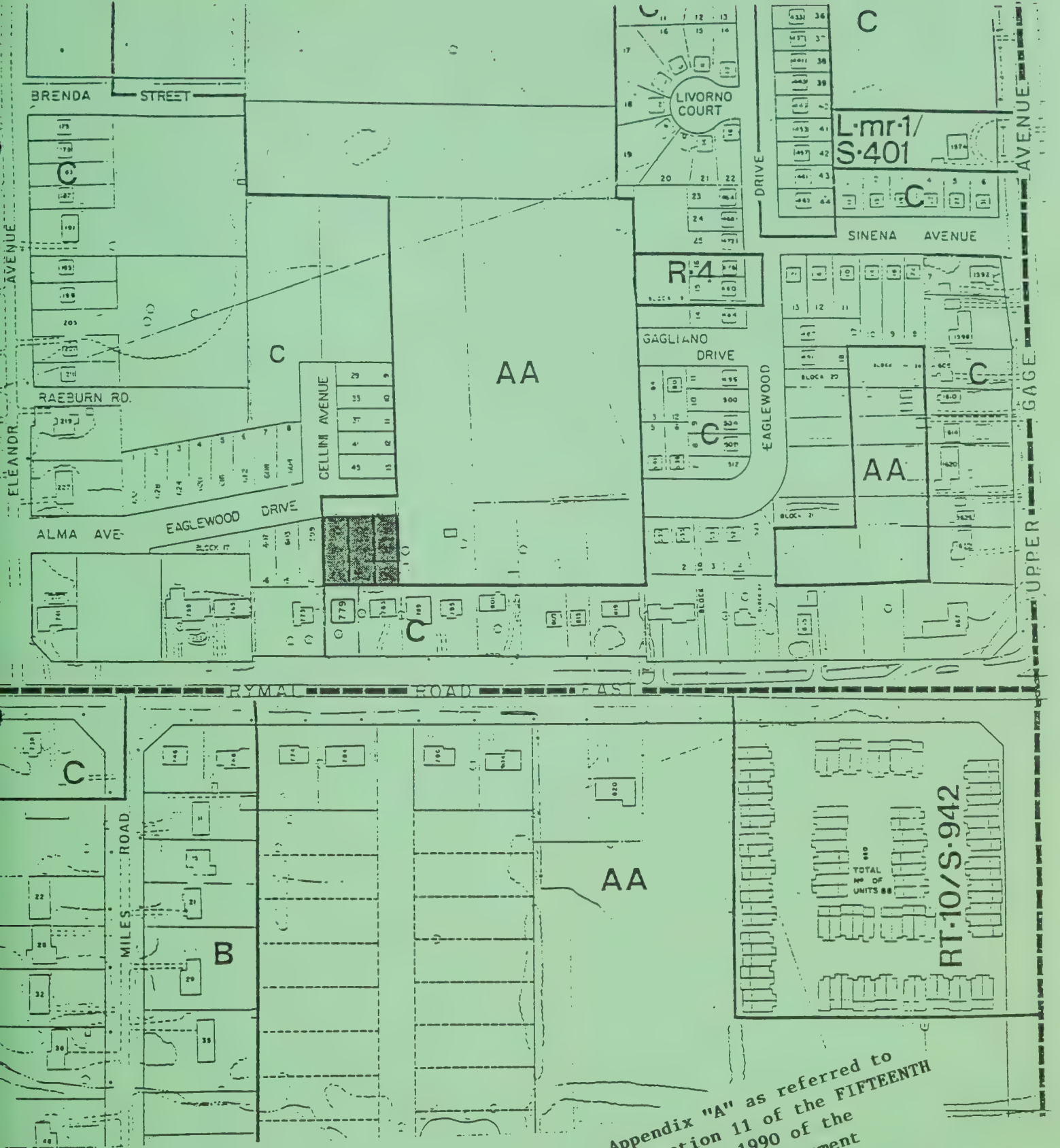
- (h) Bill C-128 A By-law to establish Site Plan Control respecting land located at Municipal No. 991 Upper Paradise Road.
- (i) Bill C-129 A By-law to designate land located at Municipal Nos. 108-112 James Street North as property of Historic and Architectural Value and Interest.
- (j) Bill C-130 A By-law to amend Zoning By-law No. 6593 respecting lands located at the rear of Municipal Nos. 1422 and 1430 Upper Sherman Avenue.

**Respectfully submitted,**

**ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE**

**Susan K. Reeder  
Secretary  
1990 August 22nd**

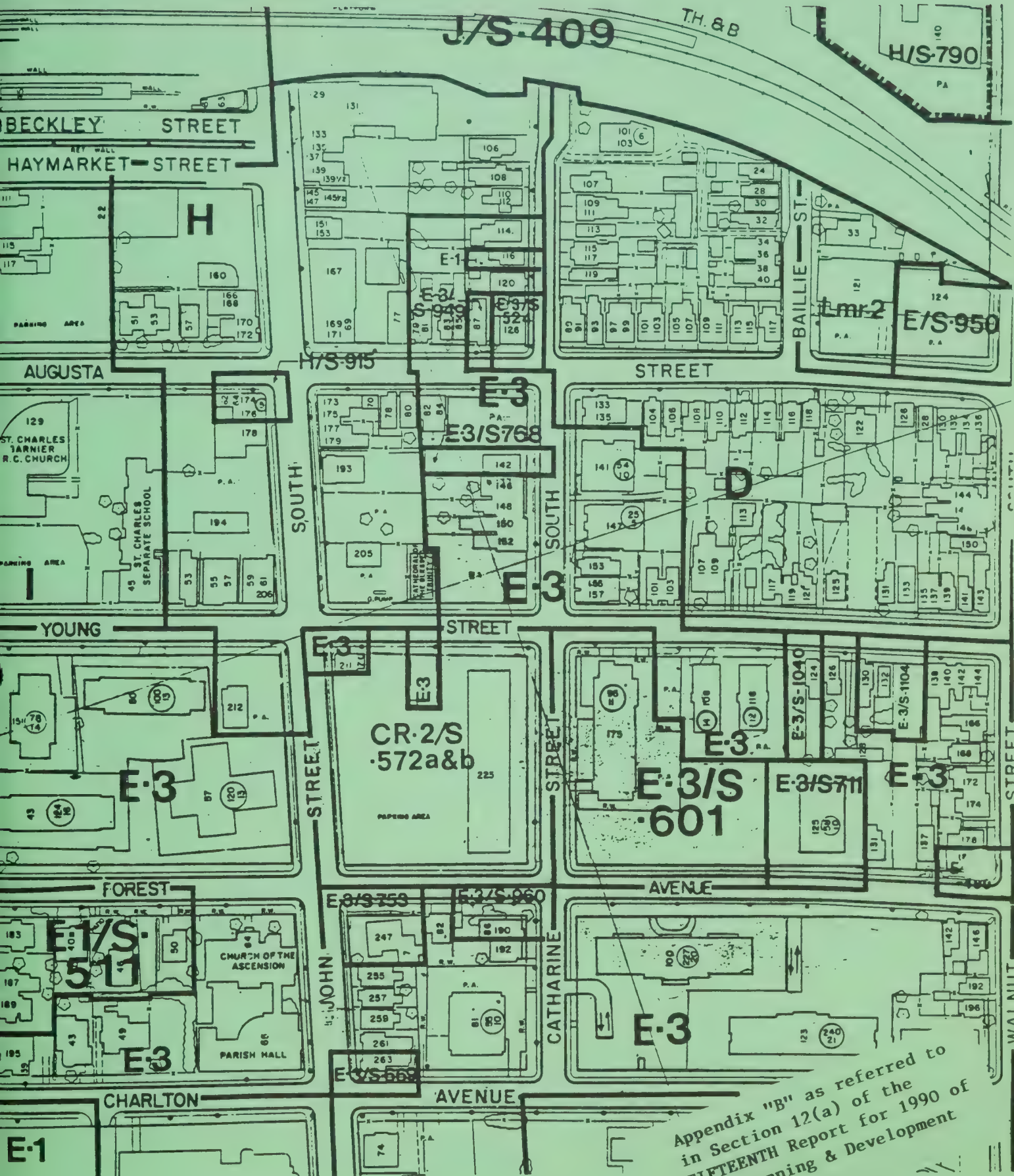




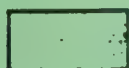








# Legend



Site of the Application

Appendix "B" as referred to  
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FIFTEENTH Report for 1990 of  
the Planning & Development  
Committee.

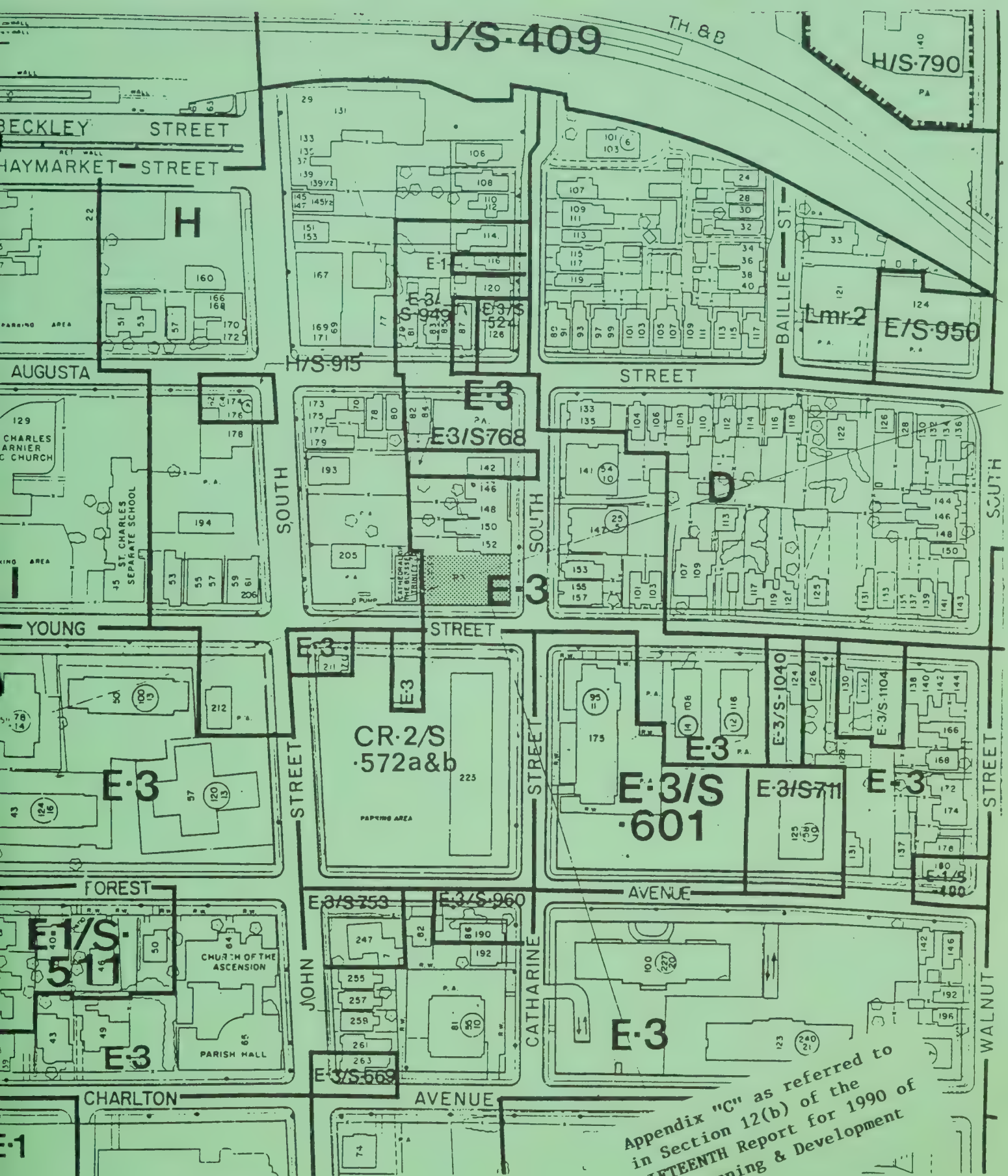


ZA 90-47









# Legend



Site of the Application

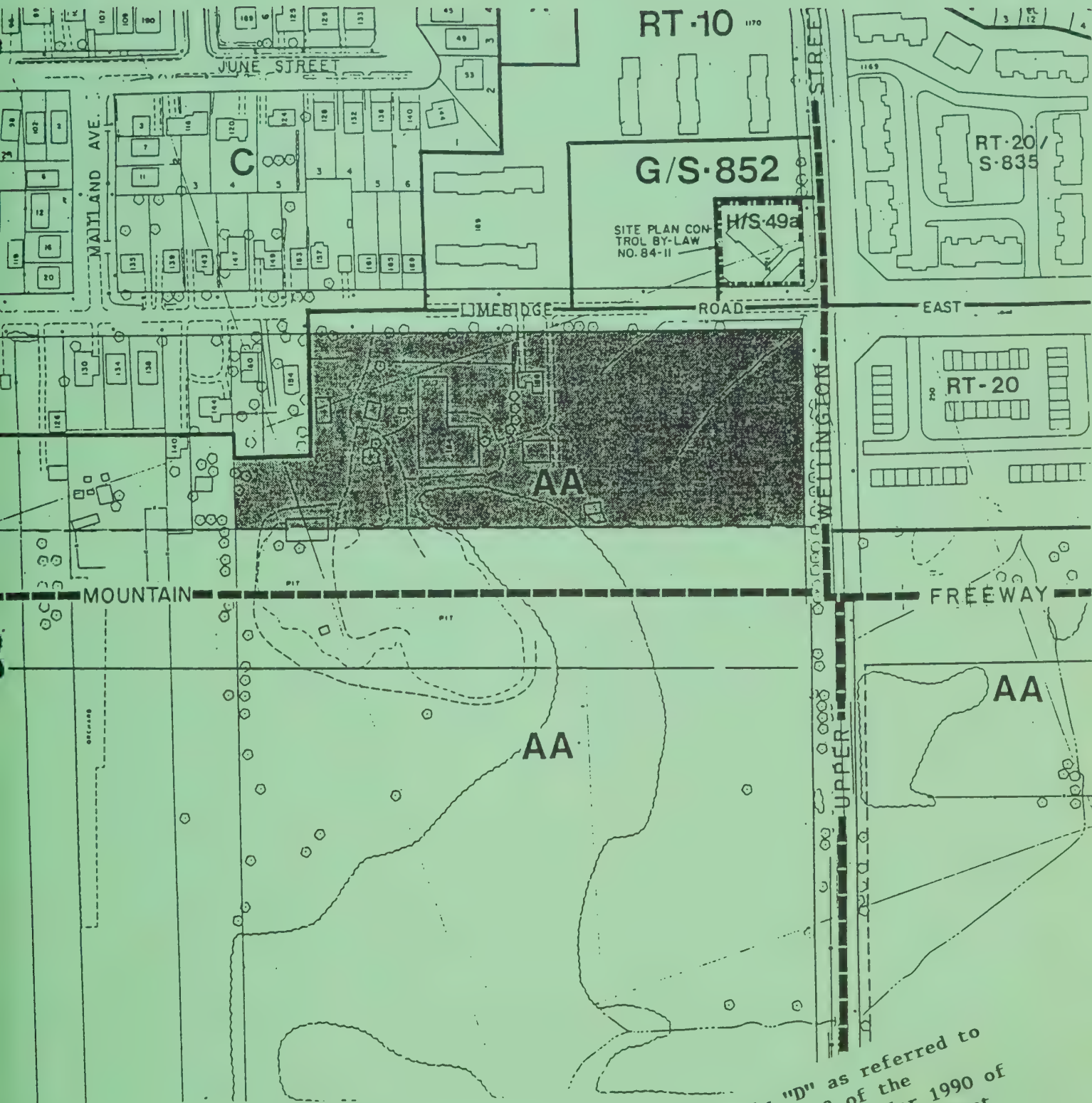
Appendix "C" as referred to  
in Section 12(b) of the  
FIFTEENTH Report for 1990 of  
the Planning & Development  
Committee.











## Legend



Site of the Application

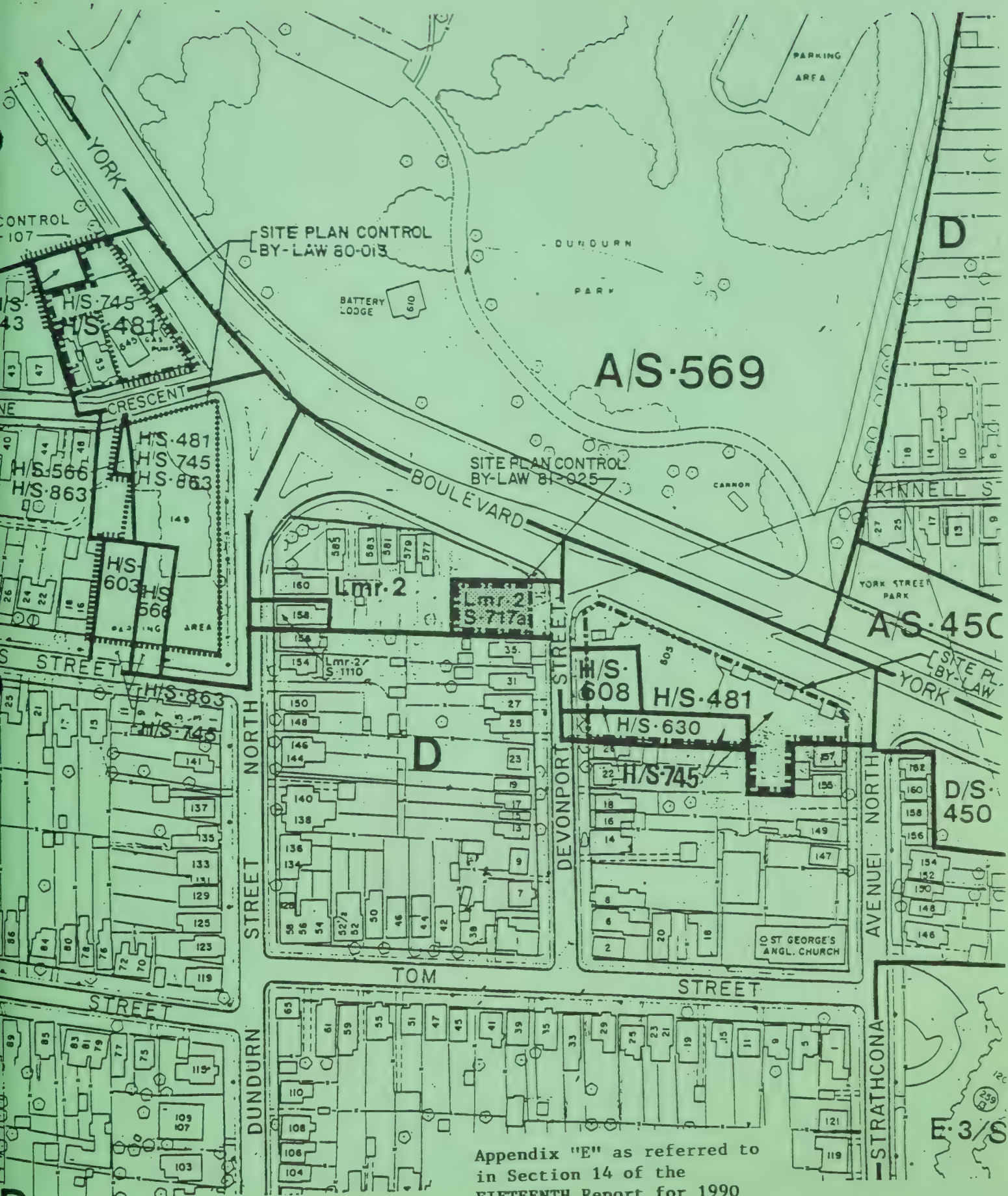
Appendix "D" as referred to  
in Section 13 of the  
FIFTEENTH Report for 1990 of  
the Planning & Development  
Committee.











Legend



Site of the Application

C-19

Appendix "E" as referred to  
in Section 14 of the  
FIFTEENTH Report for 1990  
of the Planning & Development  
Committee.



APPENDIX

D









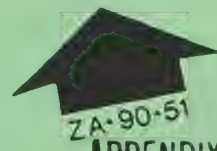
Appendix "F" as referred to  
in Section 15 of the  
FIFTEENTH Report for 1990  
of the Planning & Development  
Committee.

### Legend



Site of the Application

C-20



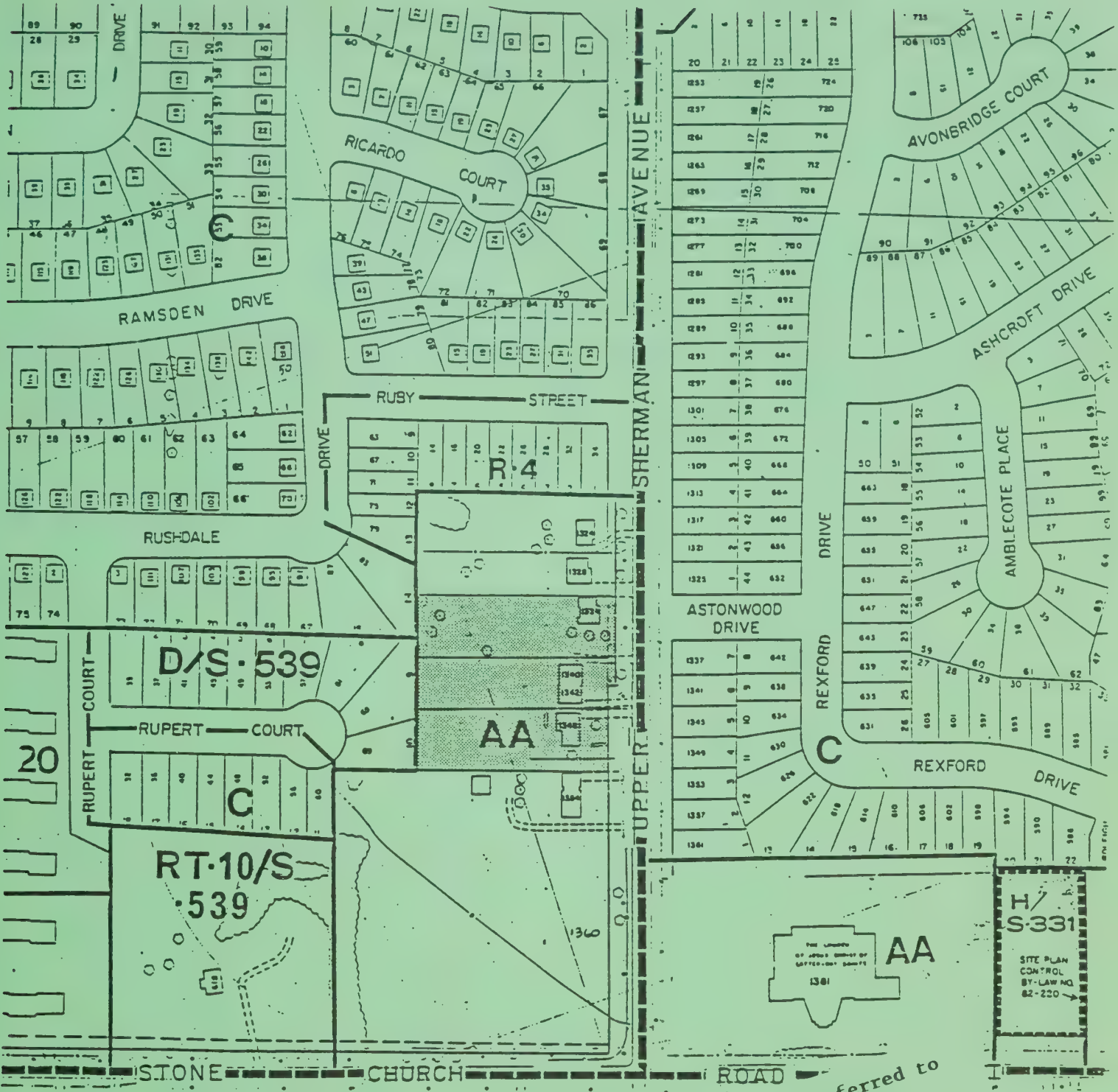
APPENDIX A

**D**

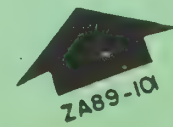








Appendix "H" as referred to  
in Section 17 of the  
FIFTEENTH Report for 1990  
of the Planning & Development  
Committee.



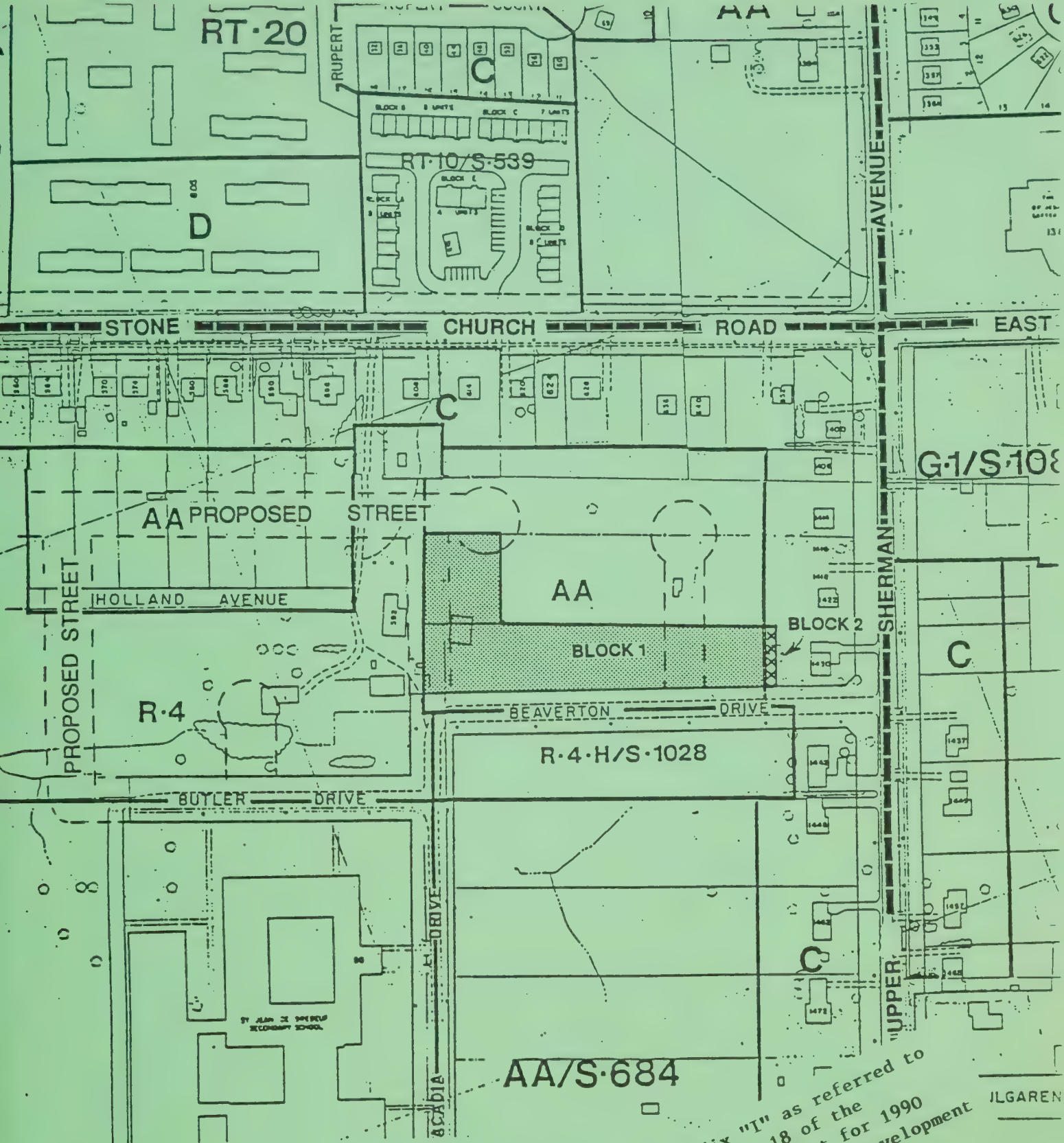
Legend

 Site of the Application









### Legend

Proposed change in zoning from:

BLOCK 1



\*AA\* (Agricultural) District to \*R-4\* (Small Lot Single-Family Detached) District.

BLOCK 2



\*C\* (Urban Protected Residential, etc.) District to \*R-4\* (Small Lot Single-Family Detached) District.

Appendix "I" as referred to  
in Section 18 of the  
FIFTEENTH Report for 1990  
of the Planning & Development  
Committee.



Z490-36















## **INFORMATION SYSTEMS COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council

The Information Systems Committee presents its **FIFTH** Report for 1990 and respectfully recommends:

1. That the 1990 maintenance invoice for \$14 338.20 U.S. from Index Technology be authorized for payment from Account No. CH 56005-26020 (Computer Software).
2.
  - (a) That 80386 series microcomputer workstations be acquired from Group Eight, Hamilton, Ontario in accordance with their proposal dated 1990 March 30th at \$3 698 each (lowest acceptable of 28 proposals).
  - (b) Funding to be provided from Account No. CH 56605-26032 (Computer Equipment).
  - (c) That decisions to lease or purchase be made, in each case, in consultation with the respective Corporation's Commissioner of Finance/Treasurer.

**RESPECTFULLY SUBMITTED,**

**Lynn Dale,  
Secretary**

**ALDERMAN J. GALLAGHER, CHAIRMAN  
INFORMATION SYSTEMS COMMITTEE**

**1990 August 23**















## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWENTY-FIRST** Report for 1990 and respectfully recommends:

1. That a purchase order be issued to Physio Control Canada, Scarborough, in the amount of \$89 667.27 for the supply and delivery of eleven (11) Defibrillators for the Hamilton Fire Department in accordance with Vendor's quotation.

As there is a six week delivery and these units are to be used in co-operation with Chedoke-McMaster Hospitals program commencing early September, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

**NOTE:** Only acceptable supplier. Funds provided in Operating Equipment Account No. CH58005 48001.

2. That civic gold rings be awarded to the following members of the Hamilton Girls' Swim Team for winning a Gold Medal at the International Children's Games held from 1990 June 26 - July 4 in Uzhgorod, Ukraine:

Chelsea Bailey  
Jill Brohman  
Jenny Feaver  
Ariana Price  
Dawn Gilhooly - Coach

3. That approval be given to the action taken by the Finance and Administration Committee in authorizing the Hamilton Tai Chi Association to use the City Hall forecourt on 1990 Sunday, August 26 from 1:00 to 3:00 p.m. for a Taoist Tai Chi demonstration and introductory 'try-it' class and a Tai-Chi-o-Thon with proceeds to benefit the Taoist Tai Chi Society Health Centre, including the use of City Hall equipment.



4. (a) That the Manager, Property Maintenance Division, be authorized and directed to erect a reviewing stand and all other pertinencies on the north east corner of Main and Bay Streets on the occasion of the annual Labour Day Parade.  
  
(b) That the cost of providing this service in the approximate amount of \$650 be charged to Account No. CH55222 10034, Use of Facilities and Equipment by Outside Groups.
5. That permission be granted to Cable 14 TV Hamilton to use the Council Chambers on 1990 August 30 and August 31 from 5:00 p.m. until 10:00 p.m. each evening for a series of live television debates with the candidates in the upcoming Provincial election.
6. (a) That permission be granted to the Mundialization Committee to display Japanese Art, Photographs and Artifacts in the City Hall second floor foyer for the period 1990 October 21 to October 29 in conjunction with the visit of Mayor Makimoto and the twin city of Japan.  
  
(b) That the Japanese flag be flown at City Hall during this period.
7. That permission be granted to the Sexual Assault Centre (Hamilton & Area) Take Back the Night Committee to use the City Hall forecourt from 7:00 p.m. to 8:00 p.m. and the City Clerk's foyer from 8:00 p.m. to 10:00 p.m. on Thursday, 1990 September 13 for a rally and coffee house in conjunction with the annual Take Back the Night March in Hamilton, including the use of City Hall equipment.
8. That the request of the Arthritis Society to fly the Arthritis Society Flag at City Hall during the month of 1990 September in recognition of Arthritis Month in Hamilton, be approved.
9. That the request of the Australian Counsel General for permission to display some aborigine art on the second floor of City Hall be approved.
10. That the Appointments To and Terminations from Permanent positions with the Corporation to August 15, 1990, attached hereto and marked Appendix "A", be approved.



11. That the contract settlement of The Hand Association of Sewer, Watermain and Road Contractors and the International Union of Operating Engineers, Local 793 be received pursuant to the Fair Wage Policy of the City of Hamilton.
12. That the Offer to Purchase the property at 18 Main Street East, the south-west corner of Main Street East and Hughson Street South, from DeSantis Group Inc. be amended as follows:
  - (a) that the closing date of the transaction be extended from sixty (60) days after a decision of the Ontario Municipal Board approving of minor variances or a zoning change required for approval of the site plan and subsequent development, but in any event not later than December 31, 1990 to a firm date of December 3, 1990.
  - (b) that the construction commencement date be on or before August 2, 1991 (eight (8) months after closing) and the construction completion date be on or before August 2, 1993.
  - (c) that the Mayor and City Clerk be authorized to enter into an agreement to amend the Agreement of Purchase and Sale incorporating these changes.
  - (d) time is to remain of the essence and all other terms and conditions are to remain the same.
13. (a) That the rent for 13 City owned residential properties, as shown in Appendix "B" attached hereto, be increased by approximately 19% effective December 1, 1990.
- (b) That the standard City of Hamilton residential tenancy agreements be revised by adding the following clauses:

"The Tenant acknowledges that the Landlord will be increasing the rent charged for the rent premises on an annual basis by the percentage set out in the Residential Complex Cost Index for the year as published by the Minister of Housing.

This acknowledgement does not bind the Landlord in any way from raising the rent charged to a percentage higher than the said published percentage if such an increase is permitted by law."

**NOTE:** The Finance and Administration Committee believe these increases to be fair and reasonable in view of the fact that the last increase was in 1987. It will also assist the City in absorbing some of the increases in taxes, operating and maintenance costs.



14. That approval be given to inform the Board of Education that the Municipal Non-Profit (Hamilton) Housing Corporation is not interested in purchasing Princess Elizabeth School, 235 Bowman Street, Hamilton, for housing purposes.
15.
  - (a) That the 1990 Quota in the Capital Budget for the "City's Share of Services in Subdivisions" be increased by \$1 million, from \$1.5 million to \$2.5 million, with the increase being funded from the "Reserve for City's Share of Services in Unsubdivided Lands", Centre No. 00107, and a corresponding reduction to the "capital contingency" allocation in the 1990 Capital Budget.
  - (b) That the City's share of the cost of services in "Coventry Gardens" \$523 127, and "Abbey Hill Farm" \$48 278.28, for a total of \$571 405.28, as referred to in Section 15 of the Eleventh Report of the Transport and Environment Committee, be funded from the "Reserve for Services in Unsubdivided Lands", Centre No. 00107.
16.
  - (a) That Section 19 of the Fifteenth Report of the Finance and Administration Committee adopted by City Council 1990 May 8 be amended as follows:
    - (i) Delete Sub-section (c) which reads "That the loan shall be secured by a second mortgage registered prior to the advance of the City's loan to Theatre Terra Nova provided that", and substitute in lieu thereof the following: "That the loan shall be secured by a first mortgage registered prior to the advance of the City's loan to Theatre Terra Nova provided that:"
    - (ii) Delete Sub-section (c)(i) which reads "the first and second mortgage do not exceed the appraised value of the property;"
    - (iii) Delete the words "second mortgage" in Sub-section (c)(ii) and substitute the following words in lieu thereof "first mortgage".
    - (iv) That prior to the City advancing funds on the \$225 000 first mortgage, Theatre Terra Nova will reimburse the City the amount of \$2 400 which represents the costs of the City obtaining an independent appraisal report.
    - (v) That the City Solicitor and City Treasurer be authorized to amend the mortgage and all other agreements necessary to reflect the above recommendations.



- (b) That, in accordance with Section 19 of the Fifteenth Report of the Finance and Administration Committee adopted by City Council 1990 May 8 as amended, which provided for an interest free loan of \$225 000 to Theatre Terra Nova, and which in part (b) provided that "the City Treasurer be authorized and directed to negotiate a repayment schedule for Council approval including the term of the loan, the amount and frequency of payments and the interest upon arrears of payments, if any", and in part (c) provided that the loan "shall be secured by a first mortgage registered prior to the advance of the City's loan", the following terms apply:
- (i) The term of the loan of \$225 000 is to be fifteen years, secured by a first mortgage on the property being purchased by Theatre Terra Nova at an interest rate which varies annually and each year will be the Prime Bank Rate of the City's Bank on September 1 of that year, calculated semi-annually not in advance. In the event that Theatre Terra Nova sells, agrees to see or otherwise disposes of any part of the property, the mortgage shall become immediately due and payable;
  - (ii) Repayment on the loan will be by monthly instalments of \$1 339 payable on the first day of each month and the first instalment will commence on the first day of the month following one year from the date of the advancement of loan funds by the City;
  - (iii) The City may in its own discretion from time to time forgive all interest owing to date on the loan/mortgage.

17. That the Literacy Training Program sponsored by the Workers' Education Centre be available to any eligible employees of the Corporation of the City of Hamilton on the basis of one hour contributed by the employee and one hour by the employer.

**NOTE:** The Worker Education Centre will be supplying and paying for the instructor from a grant received from the Ontario Ministry of Education. The City will provide a classroom at a suitable location. The Public Works Department estimates that the expenditures will be approximately \$10 000 per year either in the cost of replacement employees or in loss of productivity during the absence of the employee. Training costs in other Departments will be minimal due to low estimates of demand for this training course.



18. (a) That, at the request of Mayor Sammie Maletta of Portage, who is Chairman of the International Great Lakes St. Lawrence Mayors' Conference Host Committee, the City of Hamilton participate in co-hosting the 1991 Conference in conjunction with the Mayors of Mississauga, Burlington and Oakville, and that each of the four Canadian cities provide \$1 000 toward the cost of a reception in Merrillville, Indiana, and that Mr. Dennis Carson, Executive Assistant to the Mayor, be designated as the City of Hamilton's representative to participate in planning for the Conference.
- (b) That this expenditure be financed from the Unclassified Account.
19. (a) That Part 12 of By-law 89-249 which amends and consolidates Schedules 4 and 4a to Licensing By-law 79-323 Respecting Taxicabs and Livery Vehicles be amended to reflect the following changes respecting rates and fares to be charged:
- For one or more passengers,
- (i) for the first 1/10 of a kilometre or part thereof.....\$ 2.00  
(presently 1/9 of a kilometre)
- (ii) for each additional 1/10 of a kilometre or part thereof.....\$ .10  
(presently 1/9 of a kilometre)
- (b) That the change in rates or fares be effective as of 1990 September 1.
- (c) That the Taxi Advisory Committee develop and establish a formula for annual taxi fare adjustments.
- (d) That the City Solicitor be authorized and directed to prepare the appropriate amending by-law for presentation to City Council.
20. That a joint City/Region Municipal Employee's Daycare Task Force be established to recommend an appropriate daycare model.

**NOTE:** Membership in the Task Force will be drawn from civic employees. The minimal administrative costs associated with this Task Force will be absorbed by Human Resources Centre. Members' home departments may be asked to contribute any incidental parking costs, etc. incurred by a Task Force member.



21. That no action be taken on the following resolution from the City of St. Catharines dated 1990 May 14 with respect to the height of buildings as defined in The Ontario Building Code:

"That the Buildings Branch of the Ministry of Housing be requested to amend the Building Code so as to prevent artificial grading adjacent to a building being used to reduce the number of storeys of a building and in turn reduce life safety requirements of the Building Code;

"and that the Ontario Building Officials Association and all municipalities over 50,000 be requested to endorse this resolution;

"and further, that Janet Faas, Acting Director, Buildings Branch, Ministry of Housing, 2nd Floor, 777 Bay Street, Toronto, Ontario, M6G 2E5, be so advised. FORTHWITH"

22. That the City of Hamilton purchase a table with seating for ten at a cost of \$1 000 for the Gallery of Distinction Dinner to be held at the Convention Centre on 1990 November 7, and that this expenditure be financed from the Unclassified Account.
23. That, in accordance with the Policy to Govern and Regulate the Installation of Commemorative Plaques, Memorials, Monuments, Time Capsules and Trees Upon City Hall Grounds adopted by City Council 1988 September 27, approval be given to the erection of a bronze life-size statue commemorating the settlement of Ukrainians in Canada upon the grounds of City Hall at a location west of the existing building near Bay and Main Streets, the installation and specific location of which shall be subject to the consideration and recommendation of the Finance and Administration Committee and approval of City Council.
24. For the information of the Members of City Council, the Finance and Administration Committee wishes to advise that it has increased the composition of the Hamilton Status of Women Sub-Committee by one citizen member from fourteen (14) to fifteen (15), and at its meeting held 1990 August 23 interviewed the applicants and appointed the following two (2) women to fill the present vacancy as well as the newly created position:

Marlene Thomas  
Evelyn Myrie



25. For the information of the Members of City Council, the Finance and Administration Committee at its meeting held 1990 August 23 interviewed the applicants for the appointment of one (1) taxi driver/leasee to the Taxi Advisory Committee and approved the following citizen appointment:
- Peter Eldridge
26. That the City contribute \$5 000 toward settlement of the plaintiffs' action (Staats) with the co-defendants Philips and Springs contributing a further \$5 000.
27. (a) That the City of Hamilton offer to settle Supreme Court of Ontario Action No. 6102/88 by the payment of \$17 000, inclusive of prejudgment interest, legal costs and disbursements, to the Plaintiffs, Dorothy and Leo Mullally.
- (b) That the Plaintiffs, Dorothy and Leo Mullally, be required to provide a full and final Release to the City of Hamilton in a form satisfactory to the City Solicitor and that Supreme Court of Action No. 6102/88 be dismissed as against the City of Hamilton.
28. That leave be granted to introduce the following Bills:
- (a) Bill H-102 A By-law to Amend By-law No. 89-249 as Amended by By-law No. 89-315 Respecting Rates or Fares to be Charged.
- (b) Bill H-103 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED**

**ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1990 August 23



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Paul Baker	Traffic Serviceman/ Woman II (A-3)	Traffic	Replacing S. Clark - promoted	\$22,945.00 to \$26,065.52	\$22,945.00 per annum (1 of 4)	09/07/90
Mr. Kevin Berry	Handyman/Woman (M-10)	Central Utilities Plant Division of HECFI	Replacing Mr. D. Walker - promoted	\$30,611.36	\$30,611.36 per annum	30/07/90
Mr. Elton Cooke	Operator I Truck Driver (D-11)	Public Works	New Position approved 1990 Budget	\$29,459.04 to \$29,875.04	\$29,875.04 per annum (2 of 2)	16/07/90
Ms. Wendy Crevier	Traffic Technologist (A-14)	Traffic	Replacing Mr. M. White - promoted	\$35,241.96 to \$41,966.08	\$39,900.64 per annum (4 of 5)	13/08/90
Ms. Maryann Cuthbert	Stenographer II (E-4)	Public Works	New Position approved 1990 Budget	\$23,120.24 to \$24,780.08	\$23,120.24 per annum (1 of 3)	13/08/90
Mr. Ralph Denardis	Programmer I (A-17)	Information Systems	Replacing G. Mazzetti - promoted	\$41,188.68 to \$49,208.12	\$46,752.68 per annum (4 of 5)	23/07/90
Ms. Catherine Franceschini	Junior Cost Control Clerk (A-3)	Culture & Recreation	Replacing Ms. L. Robichaud - promoted	\$22,945.00 to \$26,065.52	\$22,945.00 per annum (1 of 4)	30/07/90

Prepared 15/08/90

Appendix "A" as referred to in  
Section 10 of the TWENTY-FIRST  
Report of the Finance and  
Administration Committee for 1990.



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Kelly Goodwin	Lifeguard I (CH5)	Culture & Recreation	Replacing Ms. G. Hamilton - promoted	\$21,648.64 to \$23,411.44	\$21,648.64 per annum (1 of 3)	13/08/90
Mr. Robert Hayes	Property Rental Agent (A-12)	Real Estate Division of Property Dept.	Replacing Mr. J. Skelton - retired	\$34,223.80 to \$40,150.24	\$35,778.08 per annum (2 of 5)	13/08/90
Mr. Terry Lane	Captain (C-8)	Fire	Replacing Mr. A. Maxwell - retired	\$55,339.83	\$55,339.83 per annum (1 of 1)	12/08/90
Mr. Kevin Larson	Operator II Tractor Operator (Pks.Mtc) (D-9)	Public Works	Replacing Mr. M. Karns - promoted	\$28,941.12 to \$29,357.12	\$29,357.12 per annum (2 of 2)	09/07/90
Mr. Michael McNamara	Supervisor of Landscape Development (M-3)	Public Works	Additional Staff approved 1990 Budget	\$36,486.84 to \$42,932.24	\$36,486.84 per annum (1 of 5)	23/07/90
Mr. Larry Nettleton	Education Officer (0)	Culture & Recreation	Replacing Mr. B. Craig - resigned	\$30,526.60 to \$35,877.92	\$30,526.60 per annum (1 of 5)	23/07/90
Mr. Kevin Nutley	Senior Property Officer (D-7)	Real Estate Division of Property Dept.	Replacing Ms. Taravski - resigned	\$38,405.64 to \$43,946.76	\$38,405.64 per annum (1 of 6)	01/08/90
Mr. Randy Oliver	Utilities Maintenance Operator (M-15)	Central Utilities Plant Division of HECFI	Replacing Mr. J. Gorman - resigned	\$32,612.32	\$32,612.32 per annum	16/07/90

Prepared 15/08/90



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITION

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Shelly Parry	Stenographer (E-5)	Treasury	Replacing Ms. J. Collins - promoted	\$23,676.64 to \$26,620.36	\$23,676.64 per annum (1 of 4)	23/07/90
Mr. Dennis Phillips	Captain (C-8)	Fire	Replacing Mr. E. Blundell - retired	\$55,339.83	\$55,339.83 per annum	12/08/90
Mr. Steve Popovich	Motor Mechanic Helper (D-9)	Fleet Services	Replacing Mr. B. Keenan - promoted	\$28,941.12 to \$29,357.12	\$28,941.12 per annum (1 of 2)	13/08/90
Ms. Lise Robichaud	Accounts Control Clerk (A-5)	Treasury	New position Approved 1990 Budget	\$25,519.52 to \$29,974.36	\$27,355.12 per annum (3 of 5)	02/07/90
Ms. Christine Shepherd	Stenographer III (E-3)	Treasury	Replacing Ms. N. Greenwood - promoted	\$21,062.60 to \$22,755.20	\$21,062.60 per annum (1 of 3)	30/07/90

Prepared 15/08/90



THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Diane Burns	Aquatic Supervisor	Culture & Recreation	Resigned	8 years, 10 months	22/07/90
Mr. Earl Campbell	Yard Attendant	Public Works	Retired	23 years, 4 months	31/08/90
Mr. Steven Doan	Traffic Serviceman/ Woman I	Traffic	Resigned	3 years, 6 months	20/07/90
Ms. Joyce Farls	Stenographer IV	Building	Retired	14 years, 2 months	08/08/90
Ms. Thelma Restivo	Invoice Checking Clerk	Treasury	Retired	24 years, 5 months	03/08/90
Ms. Linda Ross	Key Punch Operator I	Information Systems	Resigned	4 years, 1 month	17/07/90
Ms. Irene Taravski	Senior Property Officer	Property	Resigned	18 years, 2 months	31/07/90

Prepared 15/08/90



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Terry Verge	Sewer Mtnc. Labourer (D-6)	Public Works	Replacing D. Maculuso -retired	\$28,448.16 to \$28,864.16	\$28,864.16 per annum (2 of 2)	16/07/90
Mr. Martin White	School Crossing Co-ordinator ( M )	Traffic	New position Council approved 1990	\$36,486.84 to \$42,932.24	\$42,932.24 per annum (5 of 5)	09/07/90

Prepared 15/08/90







CITY OF HAMILTON - PROPERTY RENTAL LIST

19 June 1990

Address	Tenant	1990 Taxes	Current Rent	Proposed Rent
563 Aberdeen Ave.	Mr. & Mrs. Turpin	1,773.97	200.00	235.00
499 Charlton Ave. E.	Mrs. Faulkner	1,136.01	365.00	435.00
107 Graham Ave. N.	Mrs. Wanda Coe	1,362.55	550.00	575.00
113 Graham Ave. N.	Mr. & Mrs. R. Crepeault	1,334.46	340.00	400.00
48 Holly St.	Mrs. Erika Hadfield	1,284.21	335.00	400.00
50 Holly St.	Mrs. L. MacDonald	1,075.45	315.00	375.00
2656 King St. E.	Mr. & Mrs. R. Davis	2,207.46	415.00	495.00
2787 King St. E.	Mr. & Mrs. Toombs (Lwr) Mr. & Mrs. R. Moore (Upr)	2,232.76	230.00 450.00	255.00 500.00
130 Lawrence Rd.	Mr. & Mrs. Duckworth	1,371.76	200.00	235.00

Appendix "B" as referred to in  
Section 13 of the TWENTY-FIRST  
Report of the Finance and  
Administration Committee for 1990.



1150 Leaside Rd.	Mr. & Mrs. B. Tait	1,810.46	310.00	370.00
306 Rymal Rd. E.	Mr. & Mrs. T. Coffey	2,291.13	210.00	250.00
662 Rymal Rd. E.	Mr. & Mrs. B. Kyle	2,331.26	450.00	535.00
1086 West 5th St.	Mr. & Mrs. W. Lingelbach	1,382.36	210.00	250.00











**JOINT REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE  
AND THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee and the Transport and Environment Committee presents its **FIRST** Joint Report for 1990 and respectfully recommends:

1. That the City approve the additional financial contribution in the amount of \$106,675.10 (each) subject to the following:
  - (a) That the Hamilton Harbour Commissioners administer the funds pursuant to the Windermere Basin Trust Agreement dated the 26th day of May 1988;
  - (b) That the Hamilton Harbour Commissioners and the Region/City agree on a process for land use determination of Windermere Basin and the Harbour.
  - (c) That the Hamilton Harbour Commissioners transfer to the Region/City a minimum of 5% of land in the Windermere Basin for parkland dedication (or equivalent satisfactory to the Region/City recognizing development and maintenance and further landscaping plans set out in the Windermere Basin Reclamation Project plans), for parkland or gateway/aesthetic purposes **PROVIDED** that the interest determined is concurred with by the other funding partners, thereby supporting the intent of the original Funding Agreement.
  - (d) That the Hamilton Harbour Commissioners agree to report regularly to the Region/City Councils on the clean-up project of Windermere Basin.

**Respectfully submitted,**

**ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Susan K. Reeder, Secretary  
Planning and Development Committee**

**Tina Agnello, Secretary  
Transport and Environment Committee  
1990 August 22nd**







CAYON HBL A05 A31

1990

Urban Municipal

K.E. AVERY  
CITY CLERK

J.J. SCHATZ  
DEPUTY CITY CLERK



**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

21 Nov  
CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

TEL: 546-2700  
FAX: 546-2095

**Notice of Special Meeting**  
**City Council**  
**TUESDAY, AUGUST 28, 1990**  
**6.00 o'clock, p.m.**  
**Room 233, City Hall**

The purpose of this meeting, which is being called at the request of the Transport and Environment Committee, and the Planning and Development Committee, is to discuss matters pertaining to the Windermere Basin Rehabilitation Project.

A handwritten signature in cursive script, appearing to read "J. J. Schatz".

J. J. Schatz,  
Deputy City Clerk.

**\*DINNER WILL BE PROVIDED IN ROOM 264 AT 5.30 O'CLOCK, P.M.**

cc: Mr. L. Sage, Chief Administrative Officer  
Civic Department Heads  
Secretary, Transport and Environment Committee  
Secretary, Planning and Development Committee







**JOINT REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE  
AND THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee and the Transport and Environment Committee presents its **FIRST** Joint Report for 1990 and respectfully recommends:

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  - (d) That the Hamilton Harbour Commissioners agree to report regularly to the Region/City Councils on the clean-up project of Windermere Basin.

**Respectfully submitted,**

**ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Susan K. Reeder, Secretary  
Planning and Development Committee**

**Tina Agnello, Secretary  
Transport and Environment Committee  
1990 August 22nd**







C44 ON HBL A05 A31

1990

URBAN MUNICIPAL



2nd floor  
CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

J.J. SCHATZ  
DEPUTY CITY CLERK

**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

TEL: 546-2700  
FAX: 546-2095

**NOTICE OF SPECIAL MEETING OF CITY COUNCIL**

TO: MEMBERS OF CITY COUNCIL.

Special Meeting of City Council

**TUESDAY, SEPTEMBER 18, 1990**

5.00 o'clock, p.m.

Room 233, City Hall.

PURPOSE: To Discuss the Attached Correspondence and Offer from The Most Reverend John C. Bothwell, Archbishop of Niagara, re St. Mark's Church, Bay Street South, Hamilton, Ontario.

  
K. E. Avery,  
City Clerk.

Attch.

cc: Civic Department Heads.









# THE SYNOD OF THE DIOCESE OF NIAGARA

ANGLICAN CHURCH OF CANADA

BISHOPS:  
THE MOST REVEREND JOHN C. BOTHWELL  
THE RIGHT REVEREND CLARENCE M. MITCHELL

67 VICTORIA AVENUE SOUTH  
HAMILTON, ONTARIO L8N 2S8  
BISHOPS AND EXECUTIVE OFFICER (416) 527-1278  
FINANCE, PROGRAM AND ARCHIVES (416) 527-1316  
FAX (416) 527-1281

September 11, 1990

Robert M. Morrow, Mayor  
Mayor's Office  
City Hall  
71 Main Street West  
Hamilton, Ontario. L8P 1H4

Dear Mr. Mayor:

I called your office from Toronto yesterday, but couldn't reach you, and by the time you return the call today, I must be out of the office at a funeral and then in St.Catharines. Since the matter is of some urgency, I am sending this note to raise it, with the hope that we can clarify it person to person, or on the phone very soon.

As you know, the Ontario Municipal Board has granted us permission to go ahead with the plans for developing the site of St.Mark's Church on Bay Street. We are pleased about this of course, but we feel somewhat sorrowful about the objections which several members of the City Council hold. Therefore I want you and them to know that we are willing to consider a compromise in the form of purchase of the site by the City, or an exchange of other suitable land, if that is still a possibility.

We must claim our Provincial grants for our residence scheme by the end of this year, and that means that detailed plans will have to be started immediately. Therefore if the City has any desire to discuss an alternate site, we must know within a few days. In fact, we have set Friday, September 21, when our committee will be meeting, as a tentative deadline.

Obviously, any alternative scheme would require some negotiation, and therefore I am requesting that at least we have an indication that negotiations are necessary by September 21, with a final deadline for agreement being set at that time.

Let me assure you of our respect for the City's views and our willingness to negotiate if you request it soon. I hope and expect to hear from you in response to this offer at the earliest possible date, and not later than Friday, September 21.

Yours faithfully,

Dictated by the Bishop but  
not signed personally due to  
his absence from the office.

Archbishop of Niagara  
/n

EXECUTIVE OFFICER  
ARCHDEACON IAN M. DINGWALL

TREASURER  
MR. RALPH W. MALASHEVSKY

EXECUTIVE DIRECTOR OF PROGRAM  
ARCHDEACON RAY K. FARRELL







K.E. AVERY  
CITY CLERK

J.J. SCHATZ  
DEPUTY CITY CLERK



**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

TEL: 546-2700  
FAX: 546-2095

**MEETING OF THE COUNCIL**

**OF THE CORPORATION OF THE CITY OF HAMILTON**

CA4 6N HBC AOS  
A31  
URBAN/MUNICIPAL  
1990

**Tuesday, September 25, 1990**  
**7:30 o'clock p.m.**  
**Council Chambers, City Hall**

URBAN MUNIC L

OCT 1 1990

**AGENDA**

GOVERNMENT DOCUMENTS

**1. Opening Prayer**

Reverend Lloyd Brown  
St. Giles United Church  
85 Holton Avenue South

**2. Presentations**

- (a) Theatre Aquarius - Peter Mandia/Ruth Slater
- (b) 35-Year Service Awards - George Archibald  
- George Korz
- (b) Certificate of Recognition - Angelo DiIanni

**3. Proclamations**

- (a) TV Ontario Day - September 27
- (b) Building Regulations Awareness Week - September 23 to September 29
- (c) Hamilton and District Extend-A-Family Week - September 16 to September 22
- (d) Mend A Broken Heart Week - September 24 to September 28







**4. Minutes**

August 28, 1990

September 10, 1990

**5. Petitions and Correspondence**

**6. Reports of the Standing Committees**

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (h) Finance and Administration Committee

**7. Notices of Motion for Next Meeting**

**8. First Reading of the Bills**

**9. Second Reading of the Bills - Committee of the Whole**

**10. Third Reading of the Bills**

**11. Question Period**

**12. Adjournment**







## MINUTES







MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, AUGUST 28, 1990  
7.30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson,  
Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray.

ABSENT: Alderman McCulloch (Regional Business)

His Worship Mayor Robert M. Morrow called the meeting to order.

Reverend M. Skrumeda, Dean of St. Vladimir Ukrainian Orthodox Cathedral, led the  
Council in prayer.

\* \* \* \* \*

His Worship Mayor Robert M. Morrow read the following Proclamation:

**"ARTHRITIS MONTH" - September 1990.**

\* \* \* \* \*

Civic Rings were presented to members of the Hamilton Firefighters Drum Corps.

\* \* \* \* \*

Civic Award presentations were made to the following:

- (a) Ontario Provincial Rollerskating Championship
- (b) Women's Novice Canadian Gymnastics Federation Title
- (c) Mountain Lanes Junior Boys Five-Pin Bowling Team



- (d) Hamilton Zone "E" Mixed Five-Pin Bowling Team
- (e) Hamilton Zone "E" Men's Five-Pin Bowling Team

\* \* \* \* \*

Mr. M. Field, of the H.S.P.C.A., addressed the Council with respect to the Wiggle-Waggle-Walk-A-Thon to be held in Gage Park on Sunday, September 16, 1990.

\* \* \* \* \*

The minutes of the meeting of July 31, 1990, were taken as read and approved.

\* \* \* \* \*

The following communications were received:

1. Letter of resignation dated August 22, 1990, from Alderman John R. Smith, 50 Sunninghill Avenue, Hamilton, Ontario.  
**Resignation Accepted and the Office Declared Vacant, Effective September 15, 1990.**
- Alderman Smith refrained from taking part in any discussion or voting on the acceptance of his letter of resignation.**
2. Resolution dated August 13, 1990, from The Ontario SARC Network, 984 Bay Street, Suite 603, Toronto, Ontario, re poverty in Ontario.  
**Referred to Regional Council.**
3. Resolution dated August 9, 1990, from The Corporation of the City of North Bay, Ontario, re united Canada and integrity of the Federal Parliament.  
**Received.**
4. Resolution dated July 25, 1990, from the City of Scarborough, 150 Borough Drive, Scarborough, Ontario, re The Retail Business Holiday Act.  
**Received.**



5. Letter dated July 10, 1990, from Mr. Fred Noel, Director of Fund Raising, Gander-Masonic Memorial Complex Inc., 183-185 Le Marchant Road, St. John's, Newfoundland, re "Samaritan Place - "The Living Memorial", honoring the Soldiers of the 101st Airborne Division who lost their lives in the tragic Arrow Air Disaster.  
**Referred to the Finance and Administration Committee.**
6. Letter dated August 2, 1990, from Mr. Stanley Simpson, Barrister & Solicitor, Suite 407, 20 Hughson St. South, Hamilton, Ontario, respecting the P.E.P. Programme.  
**Referred to the Finance and Administration Committee.**
7. Proclamation by the Building Officials and Code Administrators International, Incorporated, expressing their thanks and appreciation to the citizens and public officials of Hamilton for their hospitality and use of facilities in connection with the 75th Annual Code Development and Educational Conference held in Hamilton June 24-29, 1990.  
**Received.**
8. Letter dated July 27, 1990, from The Rt. Hon. The Lord Mayor, Councillor Jim Williams, J.P., Bristol, on the occasion of the West Coast Cadets Drum and Bugle Corps visiting the City to compete at the Canadian National Championships.  
**Received.**
9. Application dated August 1, 1990, from K. Dudzinski, 38 Barnesdale Ave. South, Hamilton, Ontario, for a modification to the zoning, property located at 1 Prospect Street South.  
**Received.**
10. Application dated August 13, 1990, from 763225 Ontario Inc., 92 John St. North, Hamilton, Ontario, for a modification to the zoning, property located at 258 Mary Street.  
**Received.**
11. Application dated August 16, 1990, from Frederick and Gwynette Seymour, 70 West Avenue South, Hamilton, Ontario, for a change in zoning, property located at 186 and 188 Queen Street North.  
**Received.**

\* \* \* \* \*



It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Reports, with AldermanCooke in the chair.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0. - CARRIED.

\* \* \* \* \*

(A) TRANSPORT & ENVIRONMENT COMMITTEE - ELEVENTH REPORT.

Section 7,  
Subsection (c). Re: PCB Contamination, 450 Nebo Road.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: Alderman Kiss. - 1. CARRIED.

\* \* \* \* \*

Section 24. Re: Request to Hamilton-Wentworth Regional Police for Additional Speed Enforcement on Stone Church Road.

It was moved by Alderman Murray and seconded by Alderman Ross.

RESOLVED: That Section 24 of the Eleventh Report of the Transport and Environment Committee be deleted and, that in lieu of this resolution, the City Clerk request the Chief of Police to provide additional speed enforcement on Stone Church Road in the vicinity of Walker's Pool. - CARRIED.

\* \* \* \* \*



**(B) PARKS & RECREATION COMMITTEE - FIFTEENTH REPORT.**

**Section 16. Re: Historical Fountain - Wellington Park.**

It was moved by Alderman Gallagher and seconded by Kiss.

**RESOLVED:** That Section 16 of the Fifteenth Report of the Parks and Recreation Committee be amended by adding the following as Subsection (c):

"(c) That the above be subject to the Director of Public Works investigating the feasibility of utilizing the fountain formerly in Gore Park."  
- CARRIED.

\* \* \* \* \*

**Section 23,  
Subsection (c) ii. Re: Integrated Playground Structure - Armstrong Park.**

It was moved by Alderman Gallagher and seconded by Alderman Merling.

**RESOLVED:** That Section 23, Subsection (c) ii of the Fifteenth Report of the Parks and Recreation Committee be amended by deleting the words "it is respectfully recommended that the Finance and Administration Committee recommend the method of financing the \$10,000. for an integrated playstructure" in the fourth, fifth and sixth lines, and substituting in lieu thereof the words "recommends that this expenditure be financed from the 5% Parks Fund." - CARRIED.

\* \* \* \* \*

**(B) PARKS & RECREATION COMMITTEE - SIXTEENTH REPORT.**

**Section 1. Re: Granting of Permission to Sell Food and Alcoholic Beverages - Mohawk Sports Complex.**

**Recorded Vote.**



YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Merling, Gallagher, Ross, Murray. - 14.

NAYS: Aldermen Smith, Jackson. - 2. CARRIED.

\* \* \* \* \*

(C) PLANNING & DEVELOPMENT COMMITTEE - FIFTEENTH REPORT.

Section 17,  
Subsection (b). Re: Change in Zoning to Permit Townhouse Development on Property Located at 1334, 1340, 1342 and 1348 Upper Sherman Avenue.

Recorded Vote.

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Christopherson, Agostino, Smith, Ross. - 9.

NAYS: Aldermen Copps, Lombardo, Jackson, Merling, Gallagher, Murray. - 6. CARRIED.

\* \* \* \* \*

Section 18. Re: Zoning Application to Permit Development of Small Lot Single Family Dwellings for Property at the Rear of 1422 and 1430 Upper Sherman Avenue.

It was moved by Alderman Merling and seconded by Alderman Gallagher.

RESOLVED: That Section 18 of the Fifteenth Report of the Planning and Development Committee be referred back. - CARRIED.

\* \* \* \* \*



Section 21,  
Subsection (j). Re: By-law Respecting Lands at the Rear of 1422  
and 1430 Upper Sherman Avenue.

It was moved by Alderman Merling and seconded by Alderman  
Gallagher.

RESOLVED: That Section 21(j) of the Fifteenth Report of the  
Planning and Development Committee be deleted.  
- CARRIED.

\* \* \* \* \*

(D) INFORMATION SYSTEMS COMMITTEE - FIFTH REPORT.

\* \* \* \* \*

(H) FINANCE & ADMINISTRATION COMMITTEE - TWENTY-FIRST  
REPORT.

Section 14. Re: Non-Use of Princess Elizabeth School, 235  
Bowman Street, for Housing Purposes.

It was moved by Alderman Gallagher and seconded by Murray.

RESOLVED: That Section 14 of the Twenty-First Report of the  
Finance and Administration Committee be referred  
to the Municipal Non-Profit (Hamilton) Housing  
Corporation with instructions to review in light of the  
need for non-profit housing in the City of Hamilton.  
-

YEAS: Aldermen Cooke, Hinkley, Drury, Christopherson, Agostino,  
Lombardo, Smith, Jackson, Gallagher, Murray. - 10.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, Copps, Ross. - 5.  
CARRIED.

\* \* \* \* \*



Section 16. Re: Grant of \$225,000. to Theatre Terra Nova.

Recorded Vote on Calling the Question.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Ross. - 13.

NAYS: Aldermen Kiss, Gallagher, Murray. - 3. CARRIED.

\* \* \* \* \*

Section 16. Re: Grant of \$225,000. to Theatre Terra Nova.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson, Ross. - 11.

NAYS: Aldermen Lombardo, Smith, Merling, Gallagher, Murray. - 5. CARRIED.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Drury.

RESOLVED: That Rule 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of resolutions respecting the use of City Hall facilities. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Hinkley and seconded by Alderman Agro.

RESOLVED: That the following be added to the Twenty-First Report of the Finance and Administration Committee as Sections 29 and 30:

"29. That permission be granted to McMaster Students Union Inc. to use the City Hall forecourt and equipment on Tuesday, 1990 September 4 from 12:30 to 1:30 p.m., for a news conference to promote McMaster's SHINERAMA fundraiser for Cystic Fibrosis.

30. That permission be granted to the Ministry of Municipal Affairs' Review Committee to use the Council Chamber on Wednesday, 1990 September 26 from 7:00 p.m. to 10:00 p.m., for the purpose of holding a public meeting respecting the "Municipal Conflict of Interest Act." CARRIED.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Agro.

RESOLVED: That Rule 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the method of financing the City's share of the additional costs for the Windermere Basin Rehabilitation Project. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Hinkley and seconded by Alderman Agro.

RESOLVED: That the following be added as Section 31 of the Twenty-First Report of the Finance and Administration Committee:

"31. That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of the additional project funding by the City in the amount of \$106,675.10 being the City's share of the total cost overrun of \$732,000. over the original \$4,500,000. estimate for the Windermere Basin Rehabilitation Project, and that the \$106,675.10 be financed from the Reserve for Capital Projects following approval of the Ontario Municipal Board.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Agro.

RESOLVED: That Section 31 of the Twenty-First Report of the Finance and Administration Committee be tabled until after consideration of Section 1 of the First Joint Report of the Planning and Development Committee and the Transport and Environment Committee. - CARRIED.

\* \* \* \* \*

NOTE: The Council subsequently adopted the Joint Report of the Planning and Development Committee and the Transport and Environment Committee respecting the Windermere Basin Rehabilitation Project, following which the following resolution was moved:



It was moved by Alderman Hinkley and seconded by Alderman Agro.

RESOLVED: That Section 31 of the Twenty-First Report of the Finance and Administration Committee be lifted from the table and approved. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Christopherson, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 12.

NAYS: Aldermen Copps, Agostino. - 2. CARRIED.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Drury.

RESOLVED: That the following be added as Section 32 of the Twenty-First Report of the Finance and Administration Committee.

"32. That the Ontario Municipal Board be authorized to use the City Council Chamber for a six week period beginning in February 1991, for the purpose of holding a public hearing on the Lax property." - CARRIED.

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by Alderman Drury.

RESOLVED: That the following be added as Section 33 of the Twenty-First Report of the Finance and Administration Committee.

"33. That the Finance and Administration Committee be requested to investigate the use of City Hall facilities by the Ontario Municipal Board to include the possible collection of rental fees for use of City Hall facilities." - CARRIED.

\* \* \* \* \*



(I) JOINT REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE AND THE TRANSPORT AND ENVIRONMENT COMMITTEE - FIRST REPORT.

Section 1. Re: Additional Funding for the Windermere Basin Rehabilitation Project.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Christopherson, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 12.

NAYS: Aldermen Copps, Agostino. - 2. CARRIED.

\* \* \* \* \*

( ) NOMINATING COMMITTEE - FOURTH REPORT.

\* \* \* \* \*

It was moved by Alderman Copps and seconded by Alderman Ross.

RESOLVED: that Rule 8 of Procedural By-law No. 82-203 be suspended for this meeting of City Council to consider a resolution respecting relations with the People's Republic of China. -

YEAS: Mayor Morrow; Aldermen Hinkley, Drury, Copps, Agostino, Lombardo, Jackson, Ross, Murray. - 9.

NAYS: Aldermen Cooke, Kiss, Christopherson, Gallagher. - 4. CARRIED.

\* \* \* \* \*

It was moved by Mayor Morrow and seconded by Alderman Murray.

RESOLVED: (a) That the Council of the Corporation of the City of Hamilton maintain and develop people to people and city to city linkages furthering mutual understanding and dialogue with the People's Republic of China and that official delegations and exchanges with our twin City of Ma'an-sham continue and that the resolution of City Council of November 14th, 1989, suspending official delegation exchanges and imposing a suspension, be rescinded.



- (b) That a copy of this resolution be forwarded to the Federation of Canadian Municipalities for their information.

**NOTE:** At its meeting of June 27th, 1989, City Council agreed that the planned visit of a Chinese delegation from Ma'anshan, China, which was scheduled to take place in October, 1989, be suspended and, further, that a review of the twinning between the City of Hamilton and Ma'anshan, China, be undertaken in consultation with the Mundialization Committee and the Hamilton Chinese Community. Meetings were held with members of the Hamilton Mundialization Committee and representatives of the Hamilton Chinese Community and as a result suspension of twin city relationships with Ma'anshan, China, was implemented and in effect to this date. The above resolution renewing relationships is consistent with the Canadian Federal Government's formal policy towards China, the Federation of Canadian municipalities, and other major Canadian cities.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Lombardo.

**RESOLVED:** that the resolution of Mayor Morrow respecting relations with the People's Republic of China be referred to the Finance and Administration Committee with instructions that they consult with the Munidalization Committee and the Hamilton Chinese Community. -

**YEAS:** Mayor Morrow; Aldermen Cooke, Hinkley, Drury, Christopherson, Lombardo, Jackson, Gallagher, Ross, Murray. - 10.

**NAYS:** Aldermen Kiss, Copps, Agostino. - 3. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by Alderman Ross.

**RESOLVED:** that Rule 8 of Procedural By-law No. 82-203 be suspended for this meeting of City Council to consider a resolution respecting the filling of vacancies on City Council. - **CARRIED.**

\* \* \* \* \*



It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: that a By-Election be called in Ward 6 and that any necessary arrangements be made to fill a possible vacancy in Ward 4, in order to call a By-Election on the earliest possible date. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Agostino, Lombardo, Jackson, Gallagher, Ross, Murray. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Hinkley and seconded by Alderman Copps.

RESOLVED: that Alderman M. Kiss be appointed Acting Mayor for the month of September, A.D., 1990. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury.

RESOLVED: that the Report of the Committee of the Whole on the above Reports, as amended, and resolutions, be adopted. -

YEAS; Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Kiss and seconded by Alderman Drury.

RESOLVED: that the following Bills be now read a first time:

A-115, A-116, A-117, A-118, A-119, A-120,  
B-100, B-101, B-102,  
C-121, C-122, C-123, C-124, C-125, C-126, C-127, C-128, C-129,  
H-102, H-103 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss, seconded by Alderman Drury, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Cooke in the chair.

A-115, A-116, A-117, A-118, A-119, A-120,  
B-100, B-101, B-102,  
C-121, C-122, C-123, C-124, C-125, C-126, C-127, C-128, C-129,  
H-102, H-103 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

\* \* \* \* \*

Consideration of the Bills (second reading).

\* \* \* \* \*







Special meeting of City Council  
Monday, September 10, 1990  
5:00 o'clock p.m.  
Council Chamber

The Council met in special session

There were present: Robert M. Morrow, Mayor  
Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley,  
D. Drury, G. Copps, D. Christopherson, D. Agostino,  
F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross,  
T. Murray

Absent: Alderman J. Smith

**PURPOSE:** To Consider Resolutions and By-laws Respecting the Holding of By-Elections in Wards 4 and 6.

It was moved by Alderman Hinkley and seconded by Alderman Drury

- RESOLVED:** (a) That the City Clerk be authorized and directed to conduct By-elections to fill the Aldermanic vacancies in Ward 4 and Ward 6.
- (b) That a budget allocation of one hundred thousand (\$100 000) be approved within the City Clerk's Department budget to finance all costs to be incurred for the Ward 4 and Ward 6 By-elections to take place on Monday, 1990 November 12.
- (c) That the one hundred thousand dollar (\$100 000) total cost of the Ward 4 and Ward 6 By-elections be financed from the reserve for election expenses.
- (d) That the City Solicitor be authorized and directed to prepare the appropriate By-laws providing for By-elections in Ward 4 and Ward 6.
- (e) That leave be granted to introduce the following Bills:
- i. H-104 By-law for an Election to fill a Vacancy in Ward 4.
  - ii. H-105 By-law for an Election to fill a Vacancy in Ward 6.
  - iii. H-106 To Confirm proceedings of the Council of the Corporation of the City of Hamilton at its meeting held on Monday, 1990 September 10.



**RECORDED VOTE:**

**YEAS:** Mayor Morrow, Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley, D. Drury, G. Copps, D. Christopherson, D. Agostino, F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross, T. Murray - 16.

**NAYS:** 0. **CARRIED**

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Kiss

**RESOLVED:** That the following Bills be now read a first time:

H-104, H-105, H-106

**YEAS:** Mayor Morrow, Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley, D. Drury, G. Copps, D. Christopherson, D. Agostino, F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross, T. Murray - 16.

**NAYS:** 0. **CARRIED**

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole, (second reading) to consider the following Bills, with Mayor Morrow in the chair.

H-104, H-105, H-106

**YEAS:** Mayor Morrow, Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley, D. Drury, G. Copps, D. Christopherson, D. Agostino, F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross, T. Murray - 16.

**NAYS:** 0. **CARRIED**

\*\*\*\*\*



Consideration of the Bills (second reading).

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Kiss

**RESOLVED:** That the Report of the Committee of the Whole (second reading) on the bills, be adopted. -

**YEAS:** Mayor Morrow, Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley, D. Drury, G. Copps, D. Christopherson, D. Agostino, F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross, T. Murray - 16.

**NAYS:** 0. **CARRIED**

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Kiss

**RESOLVED:** That the following Bills be now read a third time:

H-104, H-105, H-106

**YEAS:** Mayor Morrow, Aldermen T. Cooke, M. Kiss, V. Agro, W. McCulloch, B. Hinkley, D. Drury, G. Copps, D. Christopherson, D. Agostino, F. Lombardo, T. Jackson, H. Merling, J. Gallagher, D. Ross, T. Murray - 16.

**NAYS:** 0. **CARRIED**

\*\*\*\*\*

City Council adjourned at 5:35 o'clock p.m.







## CORRESPONDENCE







## Correspondence

1. Letter dated September 5, 1990, from Mr. Bernard S. Walters, Second Vice-President, Hamilton Branch, Alliance for the Preservation of English in Canada, re establishment of an English Sub-Committee.

**Recommendation.**

**Be Referred to the Finance and Administration Committee.**

2. Letter dated August 23, 1990, from Pat Crimmins, Committee Coordinator/Deputy Clerk, The Regional Municipality of Halton, re Gypsum Waste Recycling.

**Recommendation.**

**Be Referred to the Transport and Environment Committee.**

3. Letter dated August 23, 1990, from Mr. L. J. Mikulich, City Clerk/Director of Administration, The Corporation of the City of Brampton, re Residential Development Freeze.

**Recommendation.**

**Be Referred to the Planning and Development Committee for Consideration and Recommendation.**

4. Letter from Mr. Stuart J. Roxborough, PARCIL Project Manager, re Phase 1 of the PARCIL Project.

**Recommendation.**

**Be Referred to the Finance and Administration Committee.**

5. Application dated August 22, 1990, from Mr. and Mrs. Mike Trikas, 952-4 Concession Street, Hamilton, for a change in zoning, property located at 952-954 Concession Street.

**Recommendation.**

**Be Received.**

6. Application dated August 27, 1990, from 740898 Ontario Inc. (Leroy McCarthy and Elaine McCarthy), 41-45 Cathcart Street, Hamilton, Ontario, for a further modification to the zoning, property located at 41-45 Cathcart Street.

**Recommendation.**

**Be Received.**







7. Application dated August 28, 1990, from Edgar and Marion Ramsay, 11 Arno Street, Hamilton, Ontario, for a modification to the zoning, property located at 423 East 38th Street.

**Recommendation.**

**Be Received.**

8. Application dated September 5, 1990, from Future Homes Construction Limited, P.O. Box 7147, Ancaster, Ontario, for a change in zoning, property located at 22 Kennedy Avenue.

**Recommendation.**

**Be Received.**

9. Letter dated September 21, 1990, from Mr. K. E. Avery, City Clerk, advising objection received to By-law Number 90-181 (Upper Gage Avenue).

**Recommendation.**

**Be Received.**

10. Letter dated September 21, 1990, from Mr. K. E. Avery, City Clerk, advising objection received to By-law Number 90-229 (Upper Sherman Avenue).

**Recommendation.**

**Be Received.**









# Alliance for the Preservation of English in Canada

RECEIVED

SEP 7 1990

CITY CLERKS

ONE OFFICIAL LANGUAGE - ENGLISH

HAMILTON BRANCH  
P O BOX 1140 STN A  
HAMILTON ONT L8N 4B3

September 5th, 1990

Mr. K. E. Avery,  
City Clerk,  
City of Hamilton,  
City Hall,  
Main St. West,  
Hamilton, Ont.  
L8N 3T4

Dear Sir,

The Committee consisting of 38 multicultural members has a special relationship with the City, as does the French Sub-Committee. They provide a liaison between their communities and the City of Hamilton, and also assist their people to take an active interest in municipal affairs as they relate to the concerns of their respective groups.

This is an admirable objective, but they are not the only groups who are concerned about maintaining their language and culture. We are concerned that the English language and culture also needs to be preserved and maintained at the present time, in view of the influx of so many different languages and cultures into Canada - and specifically our community. We would like to have instant and ready communication with City Council as does the French Sub-Committee and Race Relations Committee.

Therefore, we would request that an English Sub-Committee be set up to have as equal a status as the French Sub-Committee, since we represent one of the founding nations of Canada.

Will you please refer this request to the appropriate Committee and communicate with us as soon as possible.

Yours truly,

BERNARD S. WALTERS  
Second Vice-President,  
Hamilton Branch.







THE REGIONAL MUNICIPALITY OF HALTON  
P.O. BOX 7000, 1151 BRONTE ROAD  
OAKVILLE, ONTARIO, CANADA L6J 6E1

RECEIVED

AUG 24 1990



LEGAL SERVICES DEPARTMENT  
REGIONAL CLERK ADMINISTRATIVE SERVICES DIVISION  
TEL: 416/827-2151 FAX: 416 827-9869

CITY CLERKS

August 23, 1990

TO MUNICIPALITIES WITH A POPULATION IN EXCESS OF 20,000

Dear Sir/Madam:

Re: Gypsum Waste Recycling

This will confirm that the Council of the Regional Municipality of Halton at its meeting held Wednesday, August 22, 1990 considered a report on the above noted subject and subsequently endorsed a resolution which, in part, reads as follows:

1. THAT the Regional Clerk be requested to write to the Minister of the Environment requesting a review of the status of gypsum wallboard waste disposal in Ontario.
2. THAT the above recommendation be circulated to all Ontario municipalities with a population in excess of 20,000, requesting their endorsement, with a copy of the circulation being sent to the Association of Municipalities of Ontario.

As requested in Recommendation No. 2, please place this matter before your appropriate Committee for support and endorsement.

Yours truly

Pat Crimmins  
Committee Coordinator/Deputy Clerk

PC/sg

Local Inquiries From:

BURLINGTON, MILTON  
AND OAKVILLE  
827-2151

HALTON HILLS  
ACTON  
853-0501

HALTON HILLS  
GEORGETOWN  
878-8113

BURLINGTON  
ALDERSHOT  
639-4540









RECEIVED

AUG 17 1990

150 Central Park Dr.  
Brampton, Ont. L6T 2T9  
793-4110

3.

CITY CLERKS

# The Corporation Of The City Of Brampton

## Office of the City Clerk

1990 08 23

TO ALL MUNICIPALITIES WITH A POPULATION OVER 50,000:

RE: Residential Development Freeze  
Clerk's File: P10R

This is to advise that the following resolution was approved by City Council at its meeting held on 1990 08 22:

WHEREAS many essential services in the City of Brampton, beyond the direct control of the City, have not kept pace with the growth of population;

AND WHEREAS there is presently a serious shortage of hospital beds, emergency services and health care facilities to serve Brampton's population;

AND WHEREAS studies have indicated that by the year 1995 there will be a shortfall of up to 380 hospital beds to serve Brampton's population;

AND WHEREAS the lead time required to add additional hospital beds following a firm commitment from the Province of Ontario is approximately 4 to 5 years and the province has not yet given this commitment;

AND WHEREAS the Peel Board of Education has requested that certain residential developments not be approved until it received Provincial capital funding for the schools necessary to serve these developments;

AND WHEREAS it is necessary to improve the existing road network and to provide additional highways to meet the transportation requirements of Brampton's existing and future population and satisfactory commitments have not been received from the Ministry of Transportation for this work;



AND WHEREAS it is not in the public interest to give final approval to any further residential development in the City until satisfactory commitments are received from the Provincial Government which will ensure that these essential services will be available in a timely manner to serve Brampton's population;

NOW THEREFORE BE IT RESOLVED THAT:

1. City staff are directed to prepare a comprehensive report regarding the provision of these essential services;
2. The Council of the City of Brampton hereby imposes a development freeze on all residential development in the City of Brampton which will remain in force until the City's Council has considered the foregoing report;
3. This development freeze shall be implemented by the following measures:
  - 3.1 The Council will not adopt any Official Plan amendments or enact any Zoning By-laws which will have the effect of approving residential development or increasing residential density;
  - 3.2 In the case of draft approved residential plans of subdivision the City will not execute any subdivision agreements or approve any servicing plans. The Region of Peel is hereby requested to impose an additional condition of draft approval for all of these subdivisions stating that final approval will not be given until the development freeze is lifted;
  - 3.3 The development freeze will not apply to draft approved residential plans of subdivision where either servicing or preservicing approvals have been given in accordance with the City policy or where subdivision agreements have been executed.



- 3.4 With respect to residential plans of subdivision not yet draft approved, the Region will be requested to impose a condition of draft approval stating that final approval will not be given until the development freeze is lifted. In addition, the City will not execute any subdivision agreements or approve any servicing plans.
- 3.5. The Land Division Committee is hereby requested to either defer or refuse to give any consents which would have the effect of increasing residential density;
- 3.6 The Committee of Adjustment is hereby requested to either defer or refuse to grant any minor variance which would increase residential density.
4. City staff are hereby instructed to take all steps which they consider necessary to implement this development freeze.
5. A copy of this resolution be sent to the Region of Peel and the Region be requested to support the development freeze.
6. A copy of this resolution sent to the Premier of Ontario, the Ministers' of Health, Education, Transportation, Housing and Municipal Affairs and to Robert Callahan and Carmen McClelland, the local M.P.P.'s and to all municipalities over 50,000 in Ontario.
7. That this freeze be in place until such time as a committee of Brampton staff and Council in partners with the major developers and School Board representatives meet with the Premier of the Province and obtain commitments for the needed services in our high growth area.

CARRIED

Yours truly,



L. J. Mikulich, A.M.C.T., C.M.C., C.M.O.  
City Clerk/Director of Administration

LJM:ak



All Municipalities with a  
Population over 50,000

1990 08 23

cc: D. Trouten, Regional Clerk, Regional Municipality of Peel  
Premier D. Peterson  
Hon. S. Conway, Minister of Education  
Hon. E. Caplan, Minister of Health  
Hon. J. Sweeney, Minister of Municipal Affairs and Housing  
Hon. W. Wrye, Minister of Transportation  
R. Callahan, M.P.P., Brampton-South  
C. McClelland, M.P.P., Brampton-North  
All City of Brampton Commissioners





THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

RECEIVED

SEP 20 1990

Department of Engineering  
71 Main Street West, Hamilton, Ont. L8N 3T4

Tel. (416) 546-4170  
Fax (416) 526-6665

CITY CLERKS

Refer to File No.

Attention of

Your file No.

Mr. Keith Avery  
City Clerk,  
Clerks Department,  
City of Hamilton,  
71 Main St. W.,  
Hamilton.

**RE: PARCIL PROJECT**

Dear Keith;

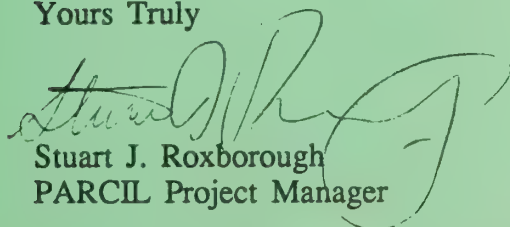
At its meeting of August 21, 1990 Regional Council adopted a recommendation of the Engineering Services Committee that approved Phase 1 of the PARCIL Project.

Part of those recommendations was that the report be forwarded to the City of Hamilton for there consideration and to request that funding for the City portion of the project be provided.

I have attached a copy of both the report and the Council approved recommendations for your information.

If you have any questions or require any further information please give me a call.

Yours Truly

  
Stuart J. Roxborough  
PARCIL Project Manager



# THE REGION OF HAMILTON-WENTWORTH

## MEMORANDUM

\*\*\*\*\*

TO:	T. Gill Acting Commissioner of Engineering Engineering Department	YOUR FILE:
FROM:	K. Pidsadny Legislative Assistant Office of the Clerk	OUR FILE: PHONE: (416) 546-4304
SUBJECT:	Engineering Services Committee  Report 14-90, Item 2	DATE : 1990 September 18

Subjoined, please find Item 2 of the Engineering Services Committee Report 14-90, which was adopted by Regional Council at its meeting held on Tuesday, August 21, 1990.

Would you please take the necessary steps to execute the directions of Regional Council with respect to this item.

KP/ka

ccs: G. Lawson - Commissioner of Finance  
C. Biggs - Legislative Assistant

2. **PARCIL Project Sub-Committee**  
**PARCIL Project - Phase 1 (ENG 90-401)**

- a) That the project plan for PARCIL - Phase 1, be adopted;
- b) That the scope of PARCIL - Phase 1, be geographically, the City of Hamilton and that the user community be initially limited to Regional Engineering, Regional and Local Planning, Regional Finance, Regional Police and the Hamilton Fire, Public Works, Traffic, Building and Property Departments;
- c) That the Landbase for PARCIL - Phase 1, be developed with the topographic and planimetric layers completed for the City of Hamilton and the Cadastral and Infrastructure layers be completed for the area above the Escarpment in the City of Hamilton;
- d) That the Finance and Personnel Committee be requested to develop a



financial plan for the PARCIL - PHASE 1, Capital Project;

- e) That the Commissioner of Finance be directed to develop and report on the specific process that will be used to capture the cost savings from the user organizations;
- f) That the report PARCIL - Phase 1, be forwarded to the Information Systems Committee for their information and consideration of those areas where support is required from the Information Systems Group;
- g) That the report PARCIL - Phase 1, be forwarded to the City of Hamilton for their consideration and that they be requested to provide funding for the City of Hamilton portion in the amount of \$3,225,209 for the period of 1990-1992.















## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **TWELFTH** Report for 1990 and respectfully recommends:

1.       (a)     That the Property Department be authorized to obtain an independent appraisal at a cost of approximately \$4,000.00 for property known as Crescent Oil Company of Canada located at 136 Cannon Street West.
- (b)     That the Property Department also provide estimated costs to acquire the property relative to the expropriation procedure.
- (c)     That the Finance and Administration Committee recommend the method of financing.
2.       That the 45 proposed bus shelter locations in the City of Hamilton, attached hereto as Appendix "A", of which 39 shelters are to be installed, subject to acquiring the applicable encroachment agreements, be approved.
3.       That the Public Works Department proceed with reimbursing the citizens for a 4 foot extension to the wooden fence along the western side of the Sanitation Yard at an estimated cost of approximately \$3,750.00 to be charged to Account No. 60168 56103 General Roadway Maintenance, only after the residents and/or developer repairs the leaning of the fence and the posts that have sunk and installed the extension along the length of the fence. It is understood by the residents and the City that although the City is participating by paying for this extension to the fence that the fence and 100% of the maintenance responsibility rests with the residents.



4. (a) That the overexpenditure of \$106,957.00 in the Forestry's Storm Damage Account Centre No. 60428, be approved.
- (b) That the Finance and Administration Committee recommend the method of financing.

5. That a purchase order be issued to Fortran Traffic Systems Limited, Scarborough, in the amount of \$35,671.64 for the supply and delivery of a Traffic Signal Control System in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

**NOTE:** Only tender received. Funds provided in Traffic Signals Materials Account No. 56152 75999.

6. (a) That the construction of an independent concrete sidewalk on the west side of Centennial Parkway between Delawana Drive and Barton Street be proceeded with as a local improvement pursuant to Section 12 of the Local Improvement Act, at an estimated gross cost of \$60,478.00 as provided for in the 1990 portion of the 1990 - 1994 Capital Budget as Project No. 041-30000 (City's Share \$19,087.00) and Project No. 210-30000 (Owner's Share \$41,391.00), be approved.
- (b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project;
- (c) That the Commissioner of Engineering be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and,
- (d) That the City Clerk and the City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.



7. That the action of the Commissioner of Engineering in authorizing the application of the Westdale Village B.I.A. (1045 King Street West) to temporarily close Paisley Avenue from South Oval to the unassumed alley south of King Street West on Saturday, September 15, 1990 from 8:00 a.m. to 10:00 p.m. to hold a sidewalk sale and festival, be approved subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the Region;
  - (d) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the Region harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
  - (g) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant at least three weeks prior to the event in a form acceptable to the Commissioner of Engineering.



8. That the action of the Commissioner of Engineering in authorizing the application of the Barnstown Park Committee to temporarily close Dragoon Drive between 78 Dragoon Drive and 100 Dragoon Drive on Saturday, September 22, 1990 from 3:00 p.m. to 11:30 p.m. to hold a street dance, be approved subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City of Hamilton;
  - (d) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
  - (g) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.



9. That the action of the Commissioner of Engineering in authorizing the application of the Hamilton District Militia (James Street Armoury, 200 James Street North) to temporarily close Hughson Street North between Cannon Street and Robert Street on Sunday, September 9, 1990 from 8:00 a.m. to 6:00 p.m. to hold a ceremonial parade, be approved subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City of Hamilton;
  - (d) That the applicant provide proof of \$2,000,000.00 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
  - (g) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.



10. (a) That the following City lands be incorporated into various streets as follows:
 

Limeridge Road	Parts 1 and 2, Plan 62R-10170
Caroline Street	Part 1, Plan 62R-8873
Butler Drive	Part 3, Plan 62R-11281
Acadia Drive	Part 1, Plan 62R-8101 Part 2, Plan 62R-11281 Parts 11 and 12, Plan 62R-10529
  - (b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.
  - (c) That the Commissioner of Engineering be authorized and directed to register the By-laws.
11. (a) That the estimated costs of services in Eastgate Heights Extension, Subdivision, Subdivider's share - \$ 46,484.42, City's share - Nil, be adopted for inclusion in the Subdivision Agreement with the owner.
  - (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements between the City and the respective owners.
  - (c) That approval of the above recommendations be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
  - (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Survey Plan, he should be permitted to do so at his own risk, provided that he enters into a Standard Agreement for Pre-Servicing.
12. (a) That the Chairman or his designate be authorized to attend the Hazardous Materials/Wastes Symposium to take place on September 30, to October 3, 1990 in Toronto.
  - (b) That costs for attendance be allocated to Alderman Travel Account No. CH55201 10010 from the 1990 Operating Budget.



13. (a) That the Chairman or his designate be authorized to attend the Changing Attitudes About the Environment in the 90's Seminar to take place from October 21 to October 24, 1990 in Ottawa.
- (b) That costs for attendance be allocated to Alderman Travel Account No. CH55201 10010 from the 1990 Operating Budget.
14. That the City Traffic By-law No. 89-72 be amended to provide for the following:
- (a) (i) That eastbound left turns be prohibited on Limeridge Road East at the most easterly entrance/exit of the Lime Ridge Mall; and
- (ii) That southbound left turns be prohibited onto Limeridge Road East from the most westerly entrance/exit at the Lime Ridge Mall.
- (b) To prohibit the parking of vehicles on a City boulevard in the area between the sidewalk and curb.
- (c) That, subject to the Regional Council enacting a corresponding change for violations on Regional roads, and subject to approval of the appropriate set fines by the Chief Judge of the Provincial Offences Court for Ontario, the following parking violation fines be increased effective April 1, 1991:
- "No Stopping" violations from \$25.00 to \$50.00
  - Off-Street handicapped parking areas from \$50.00 to \$100.00
  - "Unauthorized Parking on Private and Municipal Property from \$13.00 to \$20.00

**NOTE:** Under Part II of the Provincial Offences Act, motorists receiving parking infraction notices (tags) will be permitted to pay the above voluntary payments as specified by the Municipal Traffic By-law within 7 days. However, the motorist has an option of an extended payment period of up to 15 days and paying a set fine penalty out-of-Court which is determined by the Chief Judge of Ontario.

- (d) (i) That the existing "No Parking" regulation on the west side of Beland Court be removed; and
- (ii) That the existing 154 foot "No Parking" regulation on the east side of Beland Court, south of Lucerne Avenue, be extended to the south end.



- (e) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the west side of Hess Street North between Napier Street and Peter Street.
- (f) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the west side of Baillie Street between Augusta Street and the north end.
- (g)
  - (i) That a "Permit Parking" regulation be implemented on the south side of Mars Avenue between Wentworth Street North and Cheever Street; and
  - (ii) That the Director of Traffic Services be authorized to issue one parking permit, upon request, to eligible applicants residing in Nos. 90, 94 and 100 Mars Avenue, and two parking permits to eligible applicants residing in Nos. 84, 86, 88, 92, 96 and 98 Mars Avenue; and
  - (iii) That in the future, if parking permits are available, the Director of Traffic Services be authorized to redistribute parking permits to other eligible applicants residing in the block on a first come first served basis, provided that the maximum of 19 permits is not exceeded.
- (h) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 8:00 p.m." regulation be implemented on the east side of East 14th Street commencing 30 feet north of Howe Avenue and extending to a point 28 feet northerly therefrom.
- (i) That a "No Stopping, Wheelchair Loading Only" regulation be implemented on the south side of Burton Street commencing at a point 79 feet east of Emerald Street North and extending to a point 25 feet easterly therefrom.
- (j)
  - (i) That in combination with the existing "Alternate Side Parking" regulation, a "Permit Parking" regulation be implemented on the east side of Grosvenor Avenue North commencing 239 feet north of Dunsmure Road and extending to a point 19 feet northerly therefrom, and on the west side of Grosvenor Avenue North commencing 236 feet north of Dunsmure Road and extending to a point 23 feet northerly therefrom; and
  - (ii) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Pasquale Costantini, 116 Grosvenor Avenue North.



- (k) That the existing "Permit Parking" regulation on the north side of Dunsmure Road which commences 71 feet east of Graham Avenue North and extends to a point 20 feet easterly therefrom be relocated such that the regulation commences 51 feet east of Graham Avenue North and extends to a point 20 feet easterly therefrom.
- (l) That a parking prohibition be implemented on the west side of Northgate Drive commencing at the southerly limit and extending to a point 45 feet northerly therefrom.
- (m) That parking be prohibited on the south side of Sanatorium Road from Rice Avenue to a point 412 feet easterly therefrom.
- (n) That the existing direction of stop control at the intersection of West 16th Street and Sanatorium Road be switched such that eastbound and westbound traffic on Sanatorium Road would be required to stop for northbound and southbound traffic on West 16th Street/Briarwood Crescent.
- (o) That northbound traffic on the east leg of Ironwood Crescent be required to stop for eastbound and westbound traffic on Independence Crescent.
- (p) That a four-way stop control be implemented at the intersection of East 23rd Street and Brucedale Avenue East.
- (q) That a three-way stop control be implemented at the intersection of Bay Street North and Picton Street West.
- (r) That a parking permit policy be adopted as follows:
  - (i) That each residential unit abutting a designated block be allowed one permit regardless of whether or not the occupant owns a vehicle.
  - (ii) In cases where the occupant is not a vehicle owner, the occupant may loan the permit to any visiting nurse, homemaker, family member or other guest for the duration of the visit.
  - (iii) In the event that there are excess parking spaces for which permits have not been issued, a permit may be issued to the occupant of a business premises.



- (s) (i) That a three-way stop control be implemented at the southerly intersection of Birge Avenue and Cheever Street.
  - (ii) That a two-way stop control be implemented at the turn in the roadway where Birge Avenue meets Cheever Street.
  - (t) That a three-way stop control be implemented at the intersection of Greenhill Avenue and Stewartdale Avenue.
15. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first five applicants residing in the building at No. 120 Charles Street on a first come first served basis.
16. That leave be granted to introduce the following Bills:
- |                   |  |
|-------------------|--|
| <b>Bill A-121</b> | A By-law to Incorporate Part 3 on Plan 62R-11281 into Butler Drive   |
| <b>Bill A-122</b> | A By-law to Incorporate Parts 11 and 12 on Plan 62R-10529 Part 1, Plan 62R-8101 and Part 2, Plan 62R-11281 into Acadia Drive |
| <b>Bill A-123</b> | A By-law to Incorporate Parts 1 and 2 on Plan 62R-10170 into Limeridge Road  |
| <b>Bill A-124</b> | A By-law to Incorporate Part 1 on Plan 62R-8873 into Caroline Street   |
| <b>Bill A-125</b> | A By-law to Amend By-law No. 89-72 to Regulate Traffic   |
| <b>Bill A-126</b> | A By-law to Amend By-law No. 89-72 to Regulate Traffic   |

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Tina Agnello, Secretary  
September 17, 1990**

**mjw**



TABLE 1

1990 PROPOSED SHELTER LOCATIONS (sorted by warrant score)  
CITY OF HAMILTON

PAGE 1 OF 2

SEPTEMBER 5, 1990

NO.	STOP #	LOCATION	SHELTER TYPE	CORNER	WARRANT SCORE	REQUEST ORIGIN	ENCR. REQ'D.
1	80000	James St. at Wood St.	AD	N/W	89	CITIZEN	YES
2	51323	Mohawk Rd. E. at Upper Sherman Ave.	NAD	N/W	89	CITIZEN	YES
3	90203	James St. S. at King St. W.	VIC	S/W	89	CITIZENS	NO
4	71205	Brampton St. at Woodward Ave.	CAN	N/W	87	CITIZEN	NO
5	72515	King St. E. at Wentworth St. N.	CAN	N/E	87	CITIZEN	NO
6	90800	King St. W. at Bay St. N.	VIC	N/E	85	CITIZENS	NO
7	90205	James St. S. bet. King St. and Main St.	VIC	W/Side	84	CITIZENS	NO
8	72525	King St. E. at Sherman Ave.	AD	N/E	82	CITIZENS	YES
9	72523	King St. E. at Holton	CAN	N/E	82	CITIZEN	NO
10	72307	Barton St. at Victoria Ave.	LG	N/W	81	CITIZEN	YES
11	50537	Upper Ottawa St. opp. Redbury St.	NAD	E/Side	79	TRINITY REPLACEMENT	NO
12	72341	Barton St. E. opp. Fraser	NAD	N/Side	79	CITIZEN	NO
13	60135	Upper Paradise Rd. at Mohawk Rd. W.	NAD	S/E	78	TRINITY REPLACEMENT	YES
14	50433	Upper Gage Ave. @ #98-155 Queen Victoria Dr.	NAD	E/Side	77	TRINITY REPLACEMENT	*
15	90210	James St. N. at York Blvd.	VIC	S/W	76	CITIZEN	NO
16	50437	Upper Gage Ave. at #1310 Upper Gage	NAD	E/Side	75	CITIZEN	*
17	72662	Queenston Rd. at Reid Ave. S.	NAD	S/W	72	CITIZEN	NO
18	82417	Strathcona Ave. opp. Tom St.	NAD	E/Side	71	COUN. KISS	*
19	50025	Upper James St. at Limeridge Rd. E.	AD	S/E	71	CITIZEN	YES
20	90501	York Blvd. at James St. N.	VIC	S/W	71	CITIZEN	NO
21	72640	Main St. E. at Graham	NAD	S/E	70	CITIZEN	YES
22	50239	Upper Wentworth St. at Southpark Ave.	AD	N/E	69	CITIZEN, TRINITY REP.	YES
23	72645	Main St. E. at Garside Ave.	NAD	N/E	68	CITIZEN	NO

LEGEND:

- AD - Advertising shelter
- NAD - Non Advertising shelter
- LG - Large Advertising shelter
- CAN - Canopy shelter
- VIC - Victorian type shelter for Downtown
- \* - Under Investigation
- ENCR. REQ'D - Encroachment required



TABLE 1 - con't

1990 PROPOSED SHELTER LOCATIONS (sorted by warrant score)  
CITY OF HAMILTON

PAGE 2 OF 2

SEPTEMBER 5, 1990

NO.	STOP #	LOCATION	SHELTER TYPE	CORNER	WARRANT SCORE	REQUEST ORIGIN	ENCR. REQ'D.
24	60325	Upper Paradise Rd. at Greenshire Rd.	NAD	N/E	67	CITIZEN	NO
25	60215	Garth St. at Sanatorium Rd.	NAD	S/E	67	TRINITY REPLACEMENT	NO
26	60237	Garth St. at Claudette Gate	NAD	N/E	65	CITIZEN	NO
27	50023	Upper James St. at #1417 Upper James	AD	E/Side	65	CITIZEN	NO
28	81009	Longwood Rd. at King St. W.	NAD	S/E	64	CITIZEN	YES
29	72129	Industrial Dr. at Scale Gate	NAD	N/Side	64	TRINITY REPLACEMENT	NO
30	60235	Garth St. opp. Regent St.	NAD	E/Side	64	TRINITY REPLACEMENT	NO
31	50339	Upper Sherman Ave. at Atherly Dr.	NAD	N/E	64	CITIZEN	YES
32	70700	Gage Ave. Bet. Burlington & Industrial	NAD	W/Side	62	TRINITY REPLACEMENT	YES
33	50129	Upper Wellington St. at Limeridge Rd. E.	NAD	S/E	61	CITIZEN	NO
34	50621	Upper Kenilworth Ave. at Mohawk Rd. E.	NAD	S/E	61	TRINITY REPLACEMENT	NO
35	71114	Parkdale Ave. at Melvin Ave.	CAN	S/W	60	CITIZENS	NO
36	61107	Mohawk College at Student Centre Entrance	NAD	E/Side	59	MOHAWK COLLEGE	YES
37	60414	Rice Ave. at Mohawk Rd. W.	NAD	N/W	58	CITIZEN	NO
38	50408	Upper Gage Ave. at Seventh Ave.	NAD	S/W	58	CITIZEN, COUN. SMITH	YES
39	72337	Barton St. E. at Rosslyn Ave.	NAD	N/W	56	CITIZEN	YES
40	71021	Strathearne Ave. at Britannia Ave.	NAD	S/E	55	CITIZEN, TRINITY REP.	NO
41	60333	Upper Paradise at Skyview	NAD	S/E	54	CITIZEN	NO
42	61522	Stone Church Rd. at Upper Paradise Rd.	NAD	S/W	54	CITIZEN	NO
43	81123	Emerson St. at Royal Ave.	NAD	S/E	51	COUN. KISS	YES
44	70117	Hughson St. N. at Wilson St.	NAD	S/E	51	CITIZEN	NO
45	80117	MacNab St. at York Blvd.	NAD	N/E	41	CITIZEN	NO

## LEGEND:

AD - Advertising shelter  
 NAD - Non Advertising shelter  
 LG - Large Advertising shelter  
 CAN - Canopy shelter  
 VIC - Victorian type shelter for Downtown  
 \* - Under Investigation  
 ENCR. REQ'D - Encroachment required











## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SEVENTEENTH** Report for 1990 and respectfully recommends:

1. That the LaSalle Park Marina Association be permitted to moor its wavebreaker in the water of the former Lax Property lagoon, from November 1990 to March 1991, subject to an agreement being entered into between the City of Hamilton and the LaSalle Park Marina Association, satisfactory to the City Solicitor.

**NOTE:** This agreement shall be for one season only. Should the LaSalle Park Marina Association wish to use the City's facilities in subsequent years, further applications to the Parks and Recreation Committee will have to be made.

2. That a purchase order be issued to Ancaster Paving Limited, Ancaster, in the amount of \$19 965 to supply all necessary labour and materials to resurface the Tennis Courts at Inch Park in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

**NOTE:** As this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council". Funds provided in Reserve for Major Repairs and Improvements Account No. CH5X306 00109.

3. (a) That the leasing of 109 Graham Avenue North to Shirley Rodereque be approved. Commencing 1990 October 01 the monthly rental will be \$545 including realty taxes of \$1 517 35.
- (b) That the Mayor and City Clerk be authorized to execute the Tenancy Agreement.



4. (a) That the City of Hamilton renew the lease of Part 4 and 5 on Plan 62R-8595, located to the north of Brampton Street and west of Woodward Avenue, with the Province of Ontario represented by the Ministry of Government Services subject to the following changes:
  - i. the term of the lease being extended from 1990 August 01 to 1995 July 31.
  - ii. an increase in the rent from \$1 to \$200 for the entire term.
  - iii. the time period for cancellation by either the Ministry or the City be increased from nine (9) months to one (1) year.
- (b) That the Mayor and City Clerk be authorized to execute a renewal lease acceptable to the City Solicitor.
5. That for the 1990-1991 winter season, tobogganing be permitted on specifically designated slopes at King's Forest Winter Sports Park, and Chedoke Winter Sports Park where access to parking, washrooms, first aid, concession areas, staff monitors and grooming equipment is available.
6. (a) That the Department of Culture and Recreation participate in the 1991 Fit Trek sponsored by Fitness Canada and the Government of the Soviet Union at a cost not to exceed \$1 000.
- (b) That the Finance and Administration Committee recommend the method of financing.
7. (a) That, in accordance with the amended playlot equipment policy approved by City Council on 1990 August 28, approval be given to the allocation of funds for the purchase and installation of integrated playground equipment for Highview and Steeles Parks, in the amount of \$10 000 per playground.
- (b) That in consideration of the fact that the allocation in the 1990 Capital Budget for Playground Equipment has been fully committed and owing to the fact that no other source of funding can be identified by the Parks and Recreation Committee it is respectfully recommended that the Finance and Administration Committee recommend the method of financing the \$20 000 for an integrated playstructure.



8. That the Director of Culture and Recreation be authorized to implement a membership category for single parent families at a rate calculated at a reduction of 25% to the existing family rates.
9.
  - (a) That the Director of Culture and Recreation be authorized to initiate terms of reference for an agreement between the Hamilton-Wentworth Separate School Board and the City to develop the areas of responsibility for playstructures on Separate Board Lands.
  - (b) That the City Solicitor be authorized to enter into a contract.
10. That approval be given for the Children's Museum and Dundurn Castle to make application to the Ministry of Social Services for Employment Program Grants.
11. That approval be given to the Children's Museum and Dundurn Castle to each apply to the Hamilton Foundation for a grant of up to \$3 000 per Museum.
12. That approval be given to the Chairman of the Hamilton Historical Board or his designate to attend the Ontario Museum Association (OMA) Annual Conference in Niagara-on-the-Lake, 1990 October 18-21st at an estimated cost of \$400, with funds being charged to Legislative Travel Account No. CH55201-10010.
13. That approval be given to issue a "Purchase Order" to Svedas Koyanagi Architects (SKA) for \$14 000. This purchase order will authorize SKA to proceed with the Feasibility Study for the Chedmac Drive site as outlined in the "Project Sub-Brief Feasibility Study/West Mountain Arena (Twin-Pad)" Second issue 1990 September 11.

**NOTE:** The purpose of the Feasibility Study for the West Mountain Twin Pad Arena - Chedmac Drive Site is to finalize a preliminary conceptual site plan including a time schedule, a cost estimate and space program for the building. Funding for the study is provided for in Reserve for Capital Projects, Centre 00203, as approved by City Council on 1990 July 31.

14. For the Information of the Members of Council, the Parks and Recreation Committee at its meeting held 1990 September 18 appointed Alderman M. Kiss to the New Crystal Palace Sub-Committee.



15. That leave be granted to introduce the following Bills:

- (a) B-103 By-law to Authorize Construction of a Fieldhouse at Mohawk Sports Park
- (b) B-104 By-law to Authorize Construction of a Facilities Building at Gage Park.

**RESPECTFULLY SUBMITTED,**

Lynn Dale,  
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE**

**1990 September 18**











## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SIXTEENTH** Report for 1990 and respectfully recommends:

1. That the Building Commissioner be authorized to issue demolition permits for the following properties:
  - (a) 250 MacNab Street North
  - (b) 982 Concession Street
  - (c) 315 Caroline Street South
2. That the City Solicitor be authorized to prepare the necessary Release Agreement from the City of Hamilton to the present owner, Fifty Yonge Street South Inc. of 85 Burford Road, Hamilton, Ontario to release the property from the construction covenants to the City as contained in Deed Instrument #180981 A. B. and 180982 A. B. Registered on 1970 September 11.
3. That the City Solicitor be authorized to prepare the necessary Release Agreement from the City of Hamilton to the present owner, G.N.A.S. Land Group Inc. of 1124 and 1136 Rymal Road East, Hamilton, Ontario to release the property from the construction covenants to the City as contained in Deed Instrument #202643 L. T. and 212805 L. T. Registered on 1987 June 18 and 1987 November 9 respectively.
4. That the Offer to Purchase the lands of the Corporation of the City of Hamilton, being composed of Lot 18, Plan M-227, duly executed on 1989 August 23, by the purchasers Allan Michaels Electric Ltd., and approved by City Council on 1989 September 26, Item 8 of the Twenty-First Report of the Planning and Development Committee, be amended as follows:
  - (a) That the commencement of construction date be extended from 1990 September 12 to 1991 March 12.
  - (b) That the completion of construction date be extended from 1991 September 12 to 1991 December 31.
  - (c) That all other terms and conditions of the agreement shall remain the same and time is of the essence.



5. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, five hundred and sixty-seven dollars (\$2,567.) be approved for Ilze Dreimanis, 221 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of two thousand, five hundred and sixty-eight dollars (\$2,568.) be provided to Ilze Dreimanis, 221 Ferguson Avenue South, Hamilton.
6. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, six hundred and eighty-four dollars (\$2,684.) be approved for Betty Jean Carlyle, 219 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of two thousand, six hundred and eighty-four dollars (\$2,684.) be provided to Betty Jean Carlyle, 219 Ferguson Avenue South, Hamilton.
7. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, five hundred and sixty-seven dollars (\$2,567.) be approved for Penelope Preston, 223 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of two thousand, five hundred and sixty-eight dollars (\$2,568.) be provided to Penelope Preston, 223 Ferguson Avenue South, Hamilton.
8. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, five hundred and sixty-seven dollars (\$2,567.) be approved for Hugh R. Caughey, 225 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of two thousand, five hundred and sixty-eight dollars (\$2,568.) be provided to Hugh R. Caughey, 225 Ferguson Avenue South, Hamilton.
9. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, six hundred and forty-four dollars (\$2,644.) be approved for Elaine Elson, 227 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
  - (b) That a Designated Property Grant in the amount of two thousand, six hundred and forty-four dollars (\$2,644.) be provided to Elaine Elson, 227 Ferguson Avenue South, Hamilton.



10. That City Council petition the Province of Ontario to enact proposed changes to the Building Code Act for increased fine levels.

**NOTE:** Proposed changes to the fines levied under the Building Code Act have been proposed by the Ontario Buildings Branch and the Ministry of Housing for numerous years. The latest draft is as follows:

"It is proposed that the new penalty for individuals per offence would be not more than \$25,000. on first conviction, and not more than \$50,000. on subsequent conviction; for corporations per offence, not more than \$50,000. on first conviction and not more than \$100,000. on subsequent conviction; and for conviction of failure to comply with an Order, not more than \$10,000. per day for every day upon which the offence continues after the time specified in the Order to achieve compliance with the Order has expired. Prison terms would remain the same."

11. **THE FOLLOWING RECOMMENDATION RESULTED IN A TIE VOTE AT THE PLANNING AND DEVELOPMENT COMMITTEE AND IN ACCORDANCE WITH CITY COUNCIL POLICY IS HEREWITH PRESENTED TO COUNCIL.**

- (a) That the Mayor and City Clerk **NOT** be authorized to sign, on behalf of the Corporation of the City of Hamilton, the Provincial/Municipal Housing Agreement, attached herewith and marked Appendix "A".
- (b) That the Department of Community Development, in conjunction with other relevant Departments, **NOT** be directed to continue to negotiate with the Province of Ontario on those items included in the Agreement but not completely resolved as of the date of signing.
- (c)
  - (i) That the Department of Community Development, on behalf of the Corporation of the City of Hamilton, **NOT** act as agent, on a fee for service basis, for the implementation of the Provincial Government's Convert-To-Rent Programme.
  - (ii) That the Mayor and City Clerk **NOT** be authorized to sign the necessary Provincial/Municipal Implementation Agreement for the Convert-To-Rent Programme satisfactory to the City Solicitor. The terms and conditions of the Convert-To-Rent Programme have been approved by the Planning and Development Committee.



- (d) That the Department of Community Development **NOT** implement a Supplemental Loan Programme in conjunction with the Convert-To-Rent Programme at a Capital Cost of \$740,000. The Programme will be available in Business Improvement Areas only, and the terms and conditions have been approved by the Planning and Development Committee. (For the Information of Council, the cost has been approved in the Department of Community Development's 1990-1994 Capital Budget.)
- (e) (i) That the Department of Community Development **NOT** establish an Emergency Loan Programme using \$200,000. from the revolving fund established by the Hamilton Rehabilitation Programme; and,
- (ii) That the Department of Community Development **NOT** be authorized to process emergency loans not to exceed \$2,000. to owner/occupants of residential single-family homes based on the terms and conditions approved by the Planning and Development Committee.
- (f) (i) That the Department of Community Development **NOT** implement a \$10,000. Demonstration Programme, funded by the Province of Ontario, concerning the storage and re-use of equipment funded under the Ontario Home Renewal Programme - Disabled.
- (ii) That the Mayor and City Clerk **NOT** be authorized to sign the necessary Provincial/Municipal Implementation Agreement for the Demonstration Programme satisfactory to the City Solicitor. The terms of the Demonstration Programme have been approved by the Planning and Development Committee.
12. (a) That the duties and responsibilities of the Department of Community Development be transferred as follows:

<u>Function</u>	<u>Department</u>
(i) Community Renewal Section	Public Works
(ii) Hamilton Waterfront Parks Project	Public Works
(iii) Housing Loans Section	Building Department
(iv) Municipal Non-Profit (Hamilton) Housing Corporation	Chief Administrative Officer

and that the respective staff be reassigned accordingly.



(b) That the following positions be deemed redundant:

- (i) Director (to be retired)
- (ii) Administrative Assistant II (to be reassigned to a vacant position)
- (iii) Stenographer IV (to be reassigned)

**NOTE:** The salary savings, based on 1990 rates will be \$127,692.76 annually (5 year savings approximately \$711,000.)

13. (a) That the organizational structure for the Inspection Division of the Building Department as shown on Table B, attached herewith and marked Appendix "B", be approved.

(b) That the newly established positions of Supervisor Building Standards and Supervisor Inspection Services be referred to the Commissioner of Human Resources for classification. Also, the stenographic staff positions are to be reviewed for determination of proper classifications.

**NOTE:** These changes do not affect staff complement.

The proposed reorganization can be implemented within the Department's existing budget. It is anticipated that long range savings will be in the range of \$10,000./year.

14. That the Mayor and City Clerk be authorized to sign the Provincial/Municipal Agreement for the Crown Point West/Stipeley Phase II Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.).

15. (a) That, Basciano-O'Connor Landscape Architects Ltd., 1150 Blair Road, Burlington, Ontario, L7M 1K9, be appointed to carry out the design, concept development, detailed drawings and specifications for the Crown Point West/Stipeley Phase II Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.) at a total set fee of thirty thousand dollars (\$30,000.) as per the attached Schedule, marked as Appendix "C"; and,

(b) That, the City Solicitor be authorized and directed to prepare the necessary legal agreement to carry out (a) above; and,

(c) That, the Mayor and City Clerk be authorized to sign the legal agreement referred to in (b).

**NOTE:** Funds are available in the Crown Point West/Stipeley Phase II P.R.I.D.E. Account No. CF 5200 428902002.



16. That Item 1.5 of Schedule "D" of the City of Hamilton Subdivision Agreement for Nash Orchard Heights West be amended to state "Security required for Parkland Purposes \$200,000." and that said securities be held until 1992, and at that time the developer will either transfer to the City, lands equal to the deficient parkland areas of 1540.28m<sup>2</sup> or make a cash payment of \$200,000. in lieu of dedicating said lands.

17. (a) That the City of Hamilton convey to the adjacent owners (832200 Ontario Ltd.) lands known as Part 14 of Plan 62R-4121, on Templemead Drive, in the City of Hamilton, and that the sale price for these lands be \$1.00.

(b) That the City Real Estate Department be authorized to sell Part 14 of Plan 62R-4121.

(c) That the City Solicitor be authorized to execute any documents required in this matter.

**NOTE:** These lands are located on the east side of Templemead Drive in the Templemead Neighbourhood.

18. That the City Solicitor be authorized to prepare and register on title a By-law to repeal By-law No. 89-295, which designated 65 Markland Street as property of historic and architectural value and interest, for presentation to City Council.

19. That with respect to the vacant residential property municipally known as 403 Sherman Avenue North, expropriated pursuant to Expropriation By-law No. 90-35 for the purpose of removing residential uses from the Industrial-zoned areas of the Alpha Enclave, that the City Clerk be authorized to:

(a) Sign and serve Notice, in accordance with Section 41 of the Expropriations Act, that possession of the expropriated land is required;

(b) Sign and serve Offers of Compensation, in accordance with Section 25 of the Expropriations Act, for the expropriated land as follows:

The total Offer of Compensation for this property is \$50,000. This is to be distributed among the following former owners and encumbrancers:



Donald Arnott	Spouse of Donald Arnott
Audrey Arnott	Spouse of Audrey Arnott
Raj Rani Jain	Spouse of Raj Rani Jain
Sumat Parkash Jain	Spouse of Sumat Parkash Jain
Douglas MacDonald	Spouse of Douglas MacDonald
Aldina MacDonald	Spouse of Aldina MacDonald
George Willard Roberts	Spouse of George Willard Roberts
Barbara Roberts	Spouse of Barbara Roberts
Stanley Smieska	Spouse of Stanley Smieska
Canada Trust Company	Household Finance Corporation
McKerlie-Millen Ontario Inc.	National Bank of Canada
National Trust Company	Ontario Legal Aid
Texaco Canada Inc.	Maynard Bath
Spouse of Maynard Bath	Satwant Bendi
Spouse of Satwant Bendi	Parkash Bendi
Spouse of Parkash Bendi	David F. Donovan
Spouse of David F. Donovan	Robert Hartshorne
Spouse of Robert Hartshorne	P.J. Associates Collection Services

**NOTE:** The City Treasurer has advised that funds are available in Account No. CF 5590 308750001 in the Alpha Enclave Clearance Programme.

20. That Item 13 of the Thirteenth Report for 1990 of the Planning and Development Committee, adopted by City Council at its meeting of 1990 July 31, regarding amended Zoning Application 90-36, Carriage Gate Homes Ltd., prospective owners, be repealed and replaced with the following revised resolution:

"That approval be given to amended Zoning Application 90-36, Carriage Gate Homes Ltd., prospective owners, requesting changes in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District (Block "1") and from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District (Block "2"), to permit the development of the subject lands for small lot single-family dwellings, for the property located at the rear parts of 1422 and 1430 Upper Sherman Avenue, as shown on the attached map marked as Appendix "D", on the following basis:

- (a) That Block "1" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
- (b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District;



- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the by-law is to provide for changes in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District (Block "1") and from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District (Block "2"), for the property located at the rear parts of 1422 and 1430 Upper Sherman Street.

The effect of the by-law is to permit the development of the subject lands for small lot single-family dwellings".

- 21. (a) That approval be given to amended Zoning Application 90-06 Agomen Group I Ltd., owners, for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations to permit a mixed commercial/residential building on property located at 260-280 King Street East, as shown on the attached map marked as Appendix "E", on the following basis:
  - (i) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands shown on Appendix "E", be modified to provide for the following variances as special provisions:
    - (1.) That notwithstanding Sections 14(1)(iiia), 14(2) and 14(5) a mixed commercial/residential building shall be permitted provided:
      - (a) It has a maximum of 127 dwelling units;
      - (b) It has a maximum building height of 12 storeys;
      - (c) It has a maximum gross floor area ratio of 6.31; and,
      - (d) The multiple dwelling is attached to only commercial use(s) permitted under the "CR" (Commercial-Residential) Districts (Section 15B(3)(b)) of Zoning By-law No. 6593.
    - (2.) That all residential uses shall be located completely and functionally separate from any commercial uses, and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses;



- (3.) That a minimum of 698.0 m<sup>2</sup> (7,520 sq.ft.) of landscaped area shall be provided and maintained either at or above grade, or any combination thereof;
- (4.) That notwithstanding Sections 18A(1)(c) and 18A(1)(d) one loading space having a minimum dimension of 18.0 m X 3.7 m X 4.3 m shall be provided and maintained on the lot;
- (5.) That notwithstanding Section 18A(9) the manoeuvring space for the required loading space shall be located off-site;
- (ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1189, and that the subject lands on Zoning District Map E-4 be notated S-1189;
- (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-4 for presentation to City Council;
- (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;
- (v) That the Beasley Neighbourhood Plan be amended by redesignating the subject lands from "Commercial" to "Commercial and Apartments".
- (b) That By-law 79-275, as amended by By-law 87-223, establishing Site Plan Control, be amended by adding the lands shown on the attached map marked as Appendix "E" to Schedule "A".
- (c) That the amending By-law not be forwarded for passage by City Council until the applicant has applied for and received approval of a Site Plan registered on title.
- (d) That demolition of the building be subject to Demolition Control under Section 33(6) of The Planning Act R.S.O.

**NOTE:** The purpose of the By-law is to provide for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations, applicable to the lands located at 260-280 King Street East.

The effect of the By-law is to permit the development of the subject lands for a mixed commercial/residential building having approximately 1,360.0 m<sup>2</sup> (14,640 sq.ft.) of ground floor retail commercial space, and 127 dwelling units (apartments).



In addition, the By-law provides for the following variances as special requirements:

- (a) That the maximum gross floor area of the building be restricted to 6.31 X lot area;
- (b) That the building height be restricted to a maximum of 12 storeys;
- (c) That only the commercial uses as set out under the "CR" (Commercial-Residential) Districts shall be permitted in conjunction with residential uses;
- (d) That all residential uses shall be located completely and functionally separate from any commercial use, and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses;
- (e) That a minimum landscaped area of 698.0 m<sup>2</sup> (7,520 sq.ft.) shall be provided and maintained either at or above grade, or any combination thereof.
- (f) That one loading space having a minimum dimension of 18.0 m X 3.7 m X 4.3 m shall be provided and maintained on the lot;
- (g) That the manoeuvring space for the required loading space shall be located off-site.

22. That approval be given to amended Zoning Application 90-43, 668550 Ontario Limited (A. Tuite and L. Centurami), owners, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1"), and from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District (Block "2"), to permit single-family development on Block "1" and commercial development on Block "2", for property located at 69 and 75 Rymal Road East, as shown on the attached map marked as Appendix "F", on the following basis:

- (a) That the lands described as Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the lands described as Block "2" be rezoned from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District;
- (c) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands described as Block "2", be modified to include the following variances as special requirements:



- (i) That a minimum 1.5 m wide planting strip, and a visual barrier not less than 1.2 m and not greater than 2.0 m in height, shall be provided and maintained along the easterly side property line;
- (ii) That Section 2 of By-law No. 86-273 be amended by deleting the words "of Block 2 and along the easterly lot lines of Blocks 2 and 3" in the last paragraph, and by adding the wording; "and along the northerly 53.40 m portion of the easterly lot line of Block 2", so that the revised paragraph reads as follows:

"...shall be provided and maintained along the northerly lot line and along the northerly 53.40 m portion of the easterly lot line of Block 2".
- (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-980a, and that the subject lands on Zoning District Map E-9D be notated S-980a;
- (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9D for presentation to City Council;
- (f) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,
- (g) That the Ryckmans Neighbourhood Plan be amended by redesignating Block "2" from "Single and Double Residential" to "Commercial".

**NOTE:** The purpose of this By-law is to provide for changes in zoning for property located at 69 and 75 Rymal Road East, on the following basis:

- (a) Block "1" - Change from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.
- (b) Block "2" - Change from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District.

The effect of the By-law is to permit single-family residential development on Block "1", and commercial development (office complex and auto sales) on Block "2".

In addition, the By-law provides for the following modification as a special requirement:

A minimum 1.5 m wide planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, to be provided and maintained along the easterly side property line of Block "2".



23. That Zoning Application 90-50, Christine Spera-Fazackerly, owner, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations, to legalize the existing three-family dwelling, for property located at 1 Mount Royal Avenue, as shown on the attached map marked as Appendix "G", be **DENIED** for the following reasons:
- (a) It does not comply with the intent of the Official Plan;
  - (b) It would be an undesirable intrusion of a three-family dwelling into an area that is predominantly single-family dwellings;
  - (c) It is an overintensification of land use, in that only one parking space can be provided on-site whereas four are required;
  - (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the By-law and alter the character of the neighbourhood; and,
  - (e) It is premature pending the completion of the Housing Intensification Study.
24. That approval be given to an amended Zoning Application 90-52, Malatesta Brothers Construction, owners, requesting changes in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District (Block "1") and from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse-Maisonette) District (Block "2"), to permit the development of the subject lands for townhouses or maisonettes, for the property located at 1461 Upper Gage Avenue, as shown on the attached map marked as Appendix "H", on the following basis:
- (a) That Block "1" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District;
  - (b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse-Maisonette) District;
  - (c) That the "RT-20" (Townhouse-Maisonette) District regulations, as contained in Section 10E of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:
    - (i) That Section 10E(2)(a)3 shall not apply;
    - (ii) That a minimum 3.0 m wide planting strip shall be provided and maintained along the easterly lot line;



- (iii) That a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly lot line;
- (d) That the City Solicitor be directed to prepare a By-law to amend By-law No. 6593 and Zoning District Maps E-49C and E-49D for presentation to City Council;
- (e) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1190, and that the subject lands on Zoning District Maps E-49C and E-49D be notated S-1190;
- (f) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

**NOTE:** The purpose of the by-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District modified (Block "1") and from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse-Maisonette) District modified (Block "2"), for the property located at 1461 Upper Gage Avenue.

The effect of the by-law is to permit future development of the subject lands for townhouses or maisonettes. In addition, the by-law provides for the following variances as special provisions:

- (a) No street townhouses will be permitted;
- (b) A minimum 3.0 m (10 foot) wide planting strip shall be provided and maintained along the easterly lot line; and,
- (c) A 1.2 m (4 foot) to 2.0 m (6.6 foot) high visual barrier shall be provided and maintained along the easterly lot line.

- 25. (a) That approval be given to amended Zoning Application 90-49 Mintland Developments Inc., owner, requesting a change in zoning from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District, to permit a two (2) storey building containing retail commercial uses on the ground floor and professional offices including dental and medical offices on the second floor, for property located at 252, 256, 260, and 262 Victoria Avenue North, as shown on the attached map marked as Appendix "T", on the following basis:
  - (i) That the lands described as Block 1 be rezoned from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



- (ii) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to Blocks "1" and "2" be modified to include the following variances as special requirements:
  - (1.) That Section 18(3)(ivc)(b) shall not apply;
  - (2.) That Sections 18A(11) and (12)(a) shall not apply;
  - (3.) That Section 18A(1)(d) shall not apply;
  - (4.) That a minimum 3.0 m wide landscaped planting strip shall be provided and maintained along the westerly lot line of Block "1" adjoining Victoria Avenue North, except for any area(s) used for vehicular access.
- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1191, and that the subject lands on Zoning District Map E-12 be notated S-1191.
- (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-12 for presentation to City Council.
- (v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That By-law No. 79-275, as amended by By-law No. 87-233, establishing Site Plan Control be amended by adding the lands described as Blocks 1 & 2, on the attached Appendix "T" to Schedule "A".

**NOTE:** The purpose of the By-law is to provide for a change in zoning from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District for property located at 252, 256, 260, and 262 Victoria Avenue North.

The effect of the By-law is to permit a two (2) storey building containing retail commercial uses on the ground floor and professional offices including dental and medical offices on the second floor.

In addition, the By-law provides for the following variances as special requirements:

- (a) To exempt the development from the required 3.0 m wide planting strip along the southerly rear lot line adjoining a residential district (Section 18(3)(ivc)(b));



- (b) To exempt the development from the requirement of a 1.5 m setback for a parking or loading space which adjoins a residential district boundary; the minimum front yard setback for a parking area within 3.0 m of a residential district; and the requirement of a landscaped planting strip between the parking area and the residential district (Section 18A(11) and (12)(a));
  - (c) To exempt the development from the requirement of a loading space (Section 18A(1)(d));
  - (d) To require a minimum 3.0 m wide landscaped planting strip to be provided and maintained along the westerly lot line of Block "1" adjoining Victoria Avenue North, except for any area(s) used for vehicular access.
26. (a) That approval be given to Zoning Application 90-55, Intermediate Terminals, Division of Canpac International Freight Services Ltd., owner, requesting a modification to the "KK" (Restricted Heavy Industry, etc.) District regulations, to permit Canada Customs, customs brokers, bonded carriers, and ancillary office uses (sufferance warehouse) to occupy more than 15% of the floor area, for the property located at 400 Grays Road, as shown on the attached map marked as Appendix "J", on the following basis:
- (i) That the "KK" (Restricted Heavy Industrial) District regulations as contained in Section 17A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
    - (1.) That Section 17A(1)(aa) and Section 16A(1)(h) shall not apply to ancillary office space used by Canada Customs, customs brokers, bonded carriers, and a sufferance warehouse.
  - (ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1192, and that the subject lands on Zoning District Map E-123 be notated S-1192;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-123 for presentation to City Council;
  - (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That By-law No. 79-275, as amended by By-law No. 87-233, establishing Site Plan Control be amended by adding the subject lands to Schedule "A".



**NOTE:** The purpose of the by-law is to provide for a modification to the "KK" (Restricted Heavy Industrial, etc.) District regulations for the property located at 400 Grays Road.

The effect of the by-law is to permit ancillary office space for Canada Customs, customs brokers, bonded carriers, and a sufferance warehouse to occupy more than 15% of the floor area.

27. (a) That amended Zoning Application 90-13, R. Yates and T. Yates, prospective owners, requesting an Official Plan Amendment and changes in zoning from "AA" (Agricultural) District to "G" - "H" (Neighbourhood Shopping Centre, etc.) Holding District for Block "1", from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "2" and from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "3", to permit future development of the subject lands as a neighbourhood shopping centre in conjunction with the adjoining lands to the south, for property located 1451, 1459, 1465 and 1469 Upper James Street, as shown on the attached map marked as Appendix "K", be **DENIED** on the following basis:
- (i) It conflicts with the intent of the Official Plan which designates Block "1" as "Residential"; and,
  - (ii) It conflicts with the intent of the approved Ryckmans Neighbourhood Plan which designates Block "1" for "Low Density Apartments".
- (b) That approval be given to amended Zoning Application 90-13, R. Yates and T. Yates, prospective owners, for changes in zoning from "AA" (Agricultural) District to "DE" - "H" (Low Density Multiple Dwellings) Holding District for Block "1", from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "2" and from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "3", to permit future development of Block "1" as low density apartments, and to permit development of Blocks "2" and "3" as a neighbourhood shopping centre in conjunction with the adjoining lands to the south, for property located 1451, 1459, 1465 and 1469 Upper James Street, as shown on the attached map marked as Appendix "L", on the following basis:
- (i) That the amending By-law apply the holding provisions of Section 35(1) of the Planning Act, R.S.O., to Block "1", by introducing the holding symbol "H" as a suffix to the proposed Zoning District which will prohibit the development of the subject lands until land assembly with the adjoining lands to the south takes place and a site plan is approved for the assembled lands.



Removal of the holding restriction shall be conditional upon:

- (1.) The applicants assembling the adjoining lands to the south up to the proposed mid-block collector road; and,
- (2.) approval of site plans for the assembled lands.

City Council may remove the "H" symbol, and thereby give effect to the "DE" District provisions as stipulated in this By-law by enactment of an amending By-law once land assembly has taken place and a site plan is approved for the assembled lands.

- (ii) That Block "1" be rezoned from "AA" (Agricultural) District to "DE" - "H" (Low Density Multiple Dwellings) Holding District;
- (iii) That Block "2" be rezoned from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District;
- (iv) That Block "3" be rezoned from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District;
- (v) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations, as contained in Section 13 of Zoning By-law No. 6593, applicable to Blocks "2" and "3", be modified to include the following variances as special provisions:
  - (1.) That notwithstanding Section 13.(1), the following additional commercial uses shall be permitted:
    - (a) A liquor dispensary;
    - (b) A brewer's retail store; and,
    - (c) A video store.
  - (2.) That notwithstanding Section 13.(1)(xiv), a theatre with seating capacity for not more than one thousand persons shall be permitted;
  - (3.) That Section 13.(3)(ii) shall not apply to the southerly boundary;
  - (4.) That notwithstanding Section 13.(3)(i), a front yard of not less than 6.0 m shall be provided and maintained for that portion of any building located within 22 m of the southerly boundary of Block "3";
  - (5.) That a minimum 3.0 m wide landscaped strip shall be provided and maintained along the entire easterly boundary of Block "2";



- (6.) That a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire easterly boundary line of Block "2";
- (vi) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Section S-1193, and the subject lands on Zoning District Map E-9D be notated S-1193;
- (vii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9D for presentation to City Council;
- (viii) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,
- (ix) That the Ryckmans Neighbourhood Plan be amended by redesignating part of Blocks "2" and "3" from "Commercial and Retail Warehouse" to "Neighbourhood Commercial".
- (c) That the amending By-law not be forwarded for passage by City Council until such time as:
  - (i) The City Solicitor has been notified by Bayfield Green Developments Ltd. (owner of 1471 Upper James Street) that the rezoning applicants have entered into an agreement satisfactory to Bayfield Green to provide a permanent right-of-way to Blocks "2" and "3" (Appendix "L") to connect property municipally known as 1471 Upper James Street with the proposed access point to Upper James Street on the lands being rezoned; and,
  - (ii) The applicants apply for and receive approval of site plans incorporating the applicable "Urban Design Guidelines for Upper James Street" for Blocks "2" and "3" (Appendix "L"), including the adjoining lands to the south known as 1471 Upper James Street.

**NOTE:** In regard to Block "1", the amending By-law establishes the holding provisions of Section 35(1) of the Planning Act, R.S.O., by introducing the holding symbol "H" as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until an assembly with the lands to the south has taken place and a site plan is approved for the assembled lands. Removal of the holding restriction shall be conditional upon land assembly with the lands to the south, site plan approval for the assembled lands, and the passage of an amending By-law to remove the "H" symbol, and thereby giving effect to the "DE" District provisions.



With regard to Blocks "2" and "3", the purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "2" and from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District for Block "3" for properties located at 1451, 1459, 1465, and 1469 Upper James Street.

The effect of the By-law is to permit future development of Block "1" for low density apartments, in conjunction with the adjoining lands to the south. With regard to Blocks "2" and "3", the purpose of the By-law is to permit commercial development of the subject lands, for which the By-law provides for the following special requirements:

- (a) The following additional commercial uses shall be permitted on Blocks "2" and "3": a video store, a brewers' retail outlet, a liquor store, and a theatre with a seating capacity of not more than 1,000 persons;
- (b) No side yard along the southerly boundary of Blocks "2" and "3" whereas a 4.5 m side yard is required;
- (c) A minimum front yard of 6.0 m (20 feet) instead of the required 24.0 m (80 feet) for that portion of any building within 22 m (72 feet) of the southerly boundary of Block "3";
- (d) A minimum 3.0 m wide landscaped strip be provided and maintained along the entire easterly boundary of Block "2"; and,
- (e) A visual barrier of not less than 1.2 m in height and not more than 2.0 m in height be provided and maintained along the entire easterly boundary of Block "2".

- 28. That the proposed plan for the north-east section of the Gourley Neighbourhood, attached herewith and marked Appendix "M" (Map 1), be approved.
- 29. That approval be given to Zoning Application 90-64, Salci Developments, owner, requesting the removal of the "H" (Holding) symbol provision under Section 35(1) of the Planning Act, and the City Solicitor be directed to prepare a By-law for submission to City Council for the property located at 15 Beaverton Drive, as shown on the attached map marked as Appendix "N".



**NOTE:** The purpose of the By-law is to remove the "H" Holding symbol for property located at 15 Beaverton Drive. The holding provision was established for this property to prohibit development of the subject lands until such time as municipal services are available and a draft plan of subdivision has been approved by the Regional Municipality of Hamilton-Wentworth. In this regard, the draft plan of subdivision was approved in February of 1990. Arrangements for servicing will be completed prior to the final registration of the subdivision under the requirements of the draft plan approval.

The effect of the By-law is to permit the future development of the subject lands for fifteen small lot-single family dwellings.

30. (a) That the City Solicitor be directed to prepare a by-law to remove part-lot control from Lots 4 and 5, Registered Plan No. 1059, for presentation to City Council.

That the by-law take effect on the date of approval by the Regional Municipality of Hamilton-Wentworth; and,

That the by-law continue in force for a term not to exceed 6 months from the date of its registration.

- (b) That the Region be requested to approve the by-law removing part-lot control on the above-noted Lots 4 and 5 of Registered Plan No. 1059.
- (c) That upon the fulfilment of the above condition and within 6 months of registration of the by-law, the City Solicitor prepare a repealing by-law to reinstate part-lot control on the subject property, for presentation to City Council.

32. That leave be granted to introduce the following Bills:

- (a) C-130 A By-law to amend Zoning By-law No. 6593 respecting lands located at the rear of Municipal Nos. 1422 and 1430 Upper Sherman Avenue.
- (b) C-131 A By-law to designate the Main Street West Community Improvement Project Area.
- (c) C-132 A By-law to amend Zoning By-law No. 6593 respecting land located at the rear of Municipal No. 779 Rymal Road East.
- (d) C-133 A By-law to amend Zoning By-Law No. 6593 as amended by By-laws No. 80-278 and 82-225 respecting lands located at Municipal Nos. 39 and 41 Devonport Street.



- (e) C-134 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 88-205 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.
- (f) C-135 A By-law to authorize Clearing of Domestic and Industrial Waste on the Premises located at Municipal No. 1306 King Street East.
- (g) C-136 A By-law to authorize the Repair of Buildings and Structures, land located at Municipal No. 1306 King Street East, pursuant to Section 10(4), The Building Code Act, R.S.O. 1980, Chapter 51, as amended.
- (h) C-137 A By-law to repeal By-law No. 89-295 respecting land located at Municipal No. 65 Markland Street.
- (i) C-138 A By-law to remove "Stone Church Survey" Registered Plan of Subdivision from Part-Lot Control.

**Respectfully submitted,**

**ALDERMAN F. LOMBARDO, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE**

**Susan K. Reeder  
Secretary  
1990 September 19th**







Aug 14/90  
800-~~555-1~~  
1070-04  
80/8/14

CITY OF HAMILTON AND MINISTRY OF HOUSING  
JOINT HOUSING ACTION ACENDA

Background

The City of Hamilton first approached the Ministry of Housing in the Summer of 1988 to express its interest in pursuing a partnership with the Ministry of Housing to address the needs of the community for affordable housing. This joint Housing Action Agenda includes affordable housing initiatives through redevelopment projects to revitalize neighbourhoods and provincial program support for non-profit and affordable housing as well as residential intensification.

1.0 Targeted Revitalization Initiative

The objective of this initiative is the creation or preservation of rental units in marginal neighbourhoods in the City of Hamilton.

- 1.1 The City of Hamilton will enter into an operating agreement with the Ministry of Housing to deliver the Convert to Rent program on a fee for service basis.
- 1.2 The City of Hamilton will provide \$800,000 as an enriched loan component to the Convert to Rent Program to make it possible to bring marginal conversions into the Program.
- 1.3 The Ministry of Housing has provided to the City of Hamilton a total allocation of 2300 units for rooming houses, regular units and disabled modifications under the Low-Rise Rehabilitation Program.
- 1.4 The City will consider initiatives to unlock private financing for revitalizing marginal neighbourhoods.
- 1.5 The Ministry of Housing will actively encourage and support an application by the City for funding under the Home Planning Advisory Service, within one year from the date of this Agreement, to assist property owners with housing intensification and rehabilitation programs. A firm commitment by the City to apply for funding must be in place by December 1, 1990.
- 1.6 The Ministry of Housing will actively encourage and support an application by the City for funding under the Neighbours Program, within one year from the date of this Agreement, to undertake an educational/promotional campaign to support housing intensification. A firm commitment by the City to apply for funding must be in place by December 1, 1990.
- 1.7 The Ministry of Housing will provide available promotional materials to support the housing revitalization initiative.



- 1.8 The Ministries of Housing and Municipal Affairs will encourage the City of Hamilton to focus their funding applications under PRIDE and PRIDE - Housing Intensification programs on neighbourhoods targeted for housing revitalization.

## 2.0 Non-Profit Housing

- 2.1 The Ministry of Housing has provided a reserve allocation of 300 units to the City of Hamilton.
- 2.2 The City will continue to provide a \$5 million loan fund for land acquisitions for non-profit housing.
- 2.3 The City agrees to undertake a leadership role in conjunction with a coalition of local social housing providers, in developing advocacy initiatives to support social housing providers in the delivery of non-profit housing.
- 2.4 The Ministry of Housing will encourage the City to continue to enhance its municipal non-profit housing function.
- 2.5 The City will continue to monitor procedures for streamlining approvals for non-profit housing.
- 2.6 The City will work with the Social Planning and Research Council of Hamilton and District as well as the Housing Help Centre to address neighbourhood opposition to non-profit housing (NIMBY issues).
- 2.7 The City intends to pursue its policies of encouraging affordable housing in the Central Area through the use of non-profit housing programs.

## 3.0 Housing First on Government Land

- 3.1 The Province will encourage all Ministries to expedite their review of vacant land holdings to release land for affordable housing.
- 3.2 The City supports a Housing First policy on government lands and will review and prepare an inventory of its land holdings for suitability for residential use.
- 3.3 The City and Province will encourage the Region of Hamilton-Wentworth to adopt a Housing First policy for its land holdings and to review these land holdings for suitability for residential use.



#### 4.0 Provincial Housing Policy Implementation Study

4.1 The City adopted a work program to implement the Provincial Policy Statement on Land Use Planning for Housing. The Ministry of Municipal Affairs have approved Hamilton's application for funding of \$51,000 under the Community Planning Grant (Housing) Program to undertake a study in eight areas required to implement the Policy Statement including:

- . ten year supply of land;
- . servicing policies;
- . three year supply of serviced lots;
- . streamlining the process;
- . housing types and distribution;
- . 25% affordable housing;
- . housing intensification; and
- . monitoring.

4.2 The Ministry of Housing and the Ministry of Municipal Affairs will continue to work with the City to implement its planning studies.

#### 5.0 Ontario Home Renewal Program

5.1 The City will establish an Emergency Loan Program of \$200,000 to address emergency electrical, roof, plumbing or heating problems.

5.2 The Ministry of Housing will permit the City to recover funds from their existing Ontario Home Renewal Program (OHRP) trust account where the City has advanced funds for its proposed Emergency Loan Program, pending Ministry approval of the proposed guidelines associated with the program to be contained in a joint Ministry/Municipal Memorandum of Agreement.

5.3 The Ministry of Housing will consider a separate allocation for the City under the Ontario Home Renewal Program for Disabled Persons (OHRP-D), based upon discussions between the Ministry and the City, and only if funds for new commitments for this program become available.

5.4 The Ministry of Housing will fund a \$10,000 Demonstration Project to determine the feasibility of re-using equipment originally funded under OHRP-D. The City of Hamilton will assume all resulting liability and prepare a report commenting on the results of the demonstration after it has been in operation for a period of one year.



## 6.0 Common Housing Priority List

The Ministry of Housing is working with the City and representatives of the non-profit housing sector and the Hamilton-Wentworth Housing Authority towards the development and implementation of a common housing priority system to coordinate waiting lists for non-profit and assisted housing.

- 6.1 The Ministry of Housing is funding a \$30,000 technical study to undertake a feasibility analysis for a common housing priority system.
- 6.2 The Ministry of Housing will consider funding up to \$20,000 for organizational expenses to set up a common housing priority system.
- 6.3 The City will consider contributing resources to support the implementation of a common housing priority system.

## 7.0 Liaison with Hamilton Homebuilders Association

- 7.1 The City will work with the Hamilton Homebuilders Association to explore opportunities for affordable home ownership.

## 8.0 Hamilton Beach Strip

- 8.1 The City and the Province will continue to investigate the potential for innovative and affordable housing in the Hamilton Beach Strip.

## 9.0 Terms of Agreement

- 9.1 All funding commitments from the Province are subject to appropriations from Management Board of Cabinet.
- 9.2 All funding commitments from the City are subject to the approval of the Council of the City of Hamilton.
- 9.3 The terms of this joint housing action agenda are valid for one year from the date of signing. Amendments may be mutually undertaken at any time during the term of this joint housing action agenda.
- 9.4 It is understood that this memorandum of understanding is not intended to limit in any way the on-going policies and undertakings with respect to housing and related matters between the Ministry of Housing and the City of Hamilton.



The foregoing is the scope of the joint housing action agenda between the City of Hamilton and the Ontario Ministry of Housing. It is a record of the interest and commitment of both parties to work together on housing matters.

\_\_\_\_\_  
Honourable John Sweeney  
Minister of Housing and  
Minister of Municipal Affairs  
Province of Ontario

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
Robert Morrow  
Mayor  
City of Hamilton

\_\_\_\_\_  
Date Signed

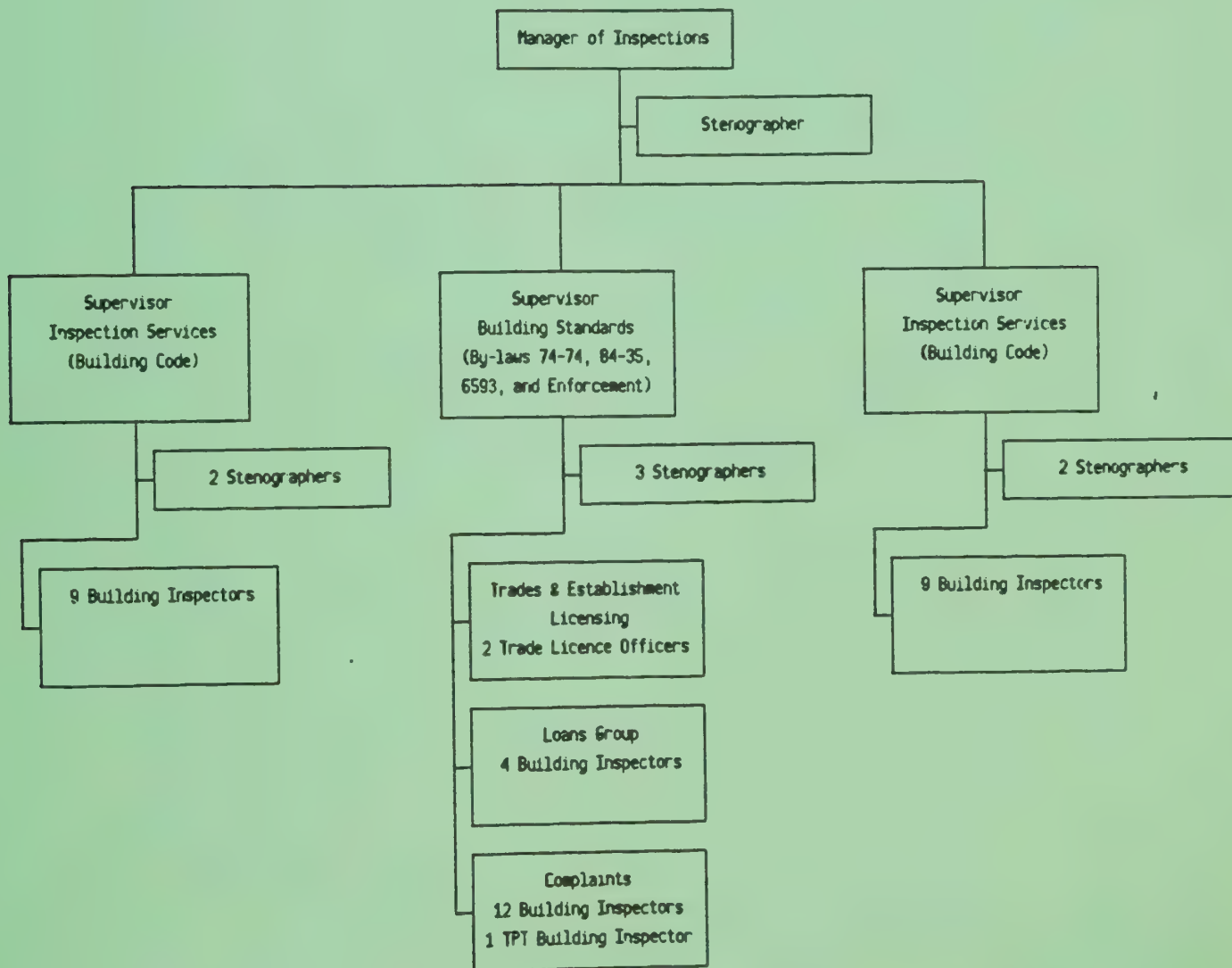






TABLE B

BUILDING DEPARTMENT  
PROPOSED RE-ORGANIZATION  
INSPECTION DIVISION



AUGUST 1990









# BASCIANO • O'CONNOR LANDSCAPE ARCHITECTS

(A DIVISION OF FRANK BASCIANO LANDSCAPE ARCHITECTS LIMITED)

1150 Blair Road, Suite #101, Burlington, Ontario L7M 1K9 Fax. (416) 332-3409 Tel. (416) 332-7604

September 12, 1990

The Corporation of The City of Hamilton  
Department of Community Development  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Attention: Mr. Ed Kowalski

RE: Stipeley / Crown Point West Phase II P.R.I.D.E.  
Proposal of Consulting Services

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Dear Sir:

We appreciate this opportunity to submit for your consideration and review our proposal for consulting services for the Design Development, Contract Document Preparation and Contract Management of the Crown Point West/Stipeley Phase II P.R.I.D.E. in Hamilton.

Based on our previous experiences with Homeside O.N.I.P. and The Corktown/Stinson O.N.I.P., and The Downtown Hamilton Action Plan work; we recognize the intensive co-ordination and consulting process that will be required throughout this project. We also understand the probable time frame for the design and development Tasks to achieve a successful completion.

We have organized an overall programme for data collection, concept design, meetings, contract document preparation, tendering and contract management. An important aspect of this project will be the detailed review of neighbourhoods in order to determine opportunities for enhancement through tree planting, buffering, and/or other landscape treatments.

This will be accomplished through site analysis as well as through a review of any existing research information as compiled by City staff.

Particular emphasis will be placed on northerly areas of neighbourhoods which abut industrial properties. Opportunities for street enhancement will be sought out in residential sectors of the neighbourhoods.



- 2 -

## PROGRAMME

We have organized the Programme into three phases of work, which are characterized as follows:

1. BACKGROUND DATA COLLECTION/CONCEPT DEVELOPMENT
2. DETAIL DESIGN/CONTRACT DOCUMENTS
3. CONTRACT MANAGEMENT

## TASK ONE: Background Data Collection/Concept Development

- collect background base information such as legal information, municipal services, traffic, etc.
- overall review of all existing background documentation.
- photograph all existing sites and surrounding land uses.
- meet with city staff and discuss preliminary Programme development.
- prepare Preliminary Design concepts for staff review discussion and agreement together with Committee Consultation/Agreement.
- prepare preliminary budget for review to ensure designs meet with overall Programme Budget.
- meetings with staff, citizens, committees of Council, etc.
- modify designs based on public input and staff/committee input.

## TASK TWO: Detail Design/Contract Documents

- incorporate revisions from design process, set budget priorities based on committee/staff direction.
- prepare contract document package for various sites, detail design areas, planting plans. (details, specification, tender form if required).
- co-ordinate and incorporate hard servicing works as required prepared by regional engineering.
- finalize cost estimates based on detail design.
- circulate and solicit for staff comment prior to finalizing contract documents.
- incorporate revisions as required.
- provide final document sets for tendering to city purchasing.
- co-ordinate during Call for Tender, respond to inquiry, prepare addendum as required, review tenders after closing and make recommendations to Committee and Council.
- revise contract as required to meet budget objectives.



- 3 -

**TASK THREE: Contract Management  
Meetings/Co-ordination:**

- attend pre-construction and scheduled job construction meetings with Contractor and City/Regional Staff.
- provide overall management and design inspection together with Regional Engineering inspection staff.
- co-ordinate with City/Regional Staff throughout construction regarding municipal requirements/changes.
- report to Community Development and Public Works as required.
- provide contract administration, site inspections, certification of payment, certificates of substantial performance, total performance, final acceptance, warranty forms, etc.

**SCHEDULE OF FEES**

TASK ONE: BACKGROUND DATA/CONCEPT DEVELOPMENT	\$ 8,000.00
TASK TWO: DETAIL DESIGN/CONTRACT DOCUMENTS	\$ 12,000.00
TASK THREE: CONTRACT MANAGEMENT	\$ 10,000.00
	-----
TOTAL PROFESSIONAL FEES .....	\$ 30,000.00

NOTE: Should any additional scopes of work be required, these would be done only following your authorization.

We have assumed that the construction of the sites will be concurrently running.

Our professional fees are based on total construction costs of \$ 300,000.00, with our fee calculated at 10% of construction costs. If construction cost vary, fees would change accordingly.

**DISBURSEMENTS**

We propose to bill all disbursements such as mileage, printing, courier, etc. at cost plus a 10% administration fee.

We estimate these to be approximately \$ 300.00 to \$ 400.00.

These costs would exclude the reproduction and printing for Tendering of Contract Sets.



- 4 -

Our per diem rates for any work in addition to that which is outlined above, are as follows:

Principal	\$500.00 / 7.5 hr day
Senior Landscape Architect	\$450.00 / 7.5 hr day
Landscape Architect	\$340.00 / 7.5 hr day
Staff	\$300.00 / 7.5 hr day

Our terms of payment are that on a monthly basis we invoice for work performed on this project. Terms of Payment are Net 30 days with Service Charges of 1 1/2% per month added to the unpaid balance owing.

We are particularly interested in working with The City again. Based upon previous experience with similar projects we recognize the steps required to achieve approvals and deadlines associated with the Programme and assure you of our firm's ability to meet this objective.

We appreciate having an opportunity to be of service and in the event of questions please do not hesitate to contact us.

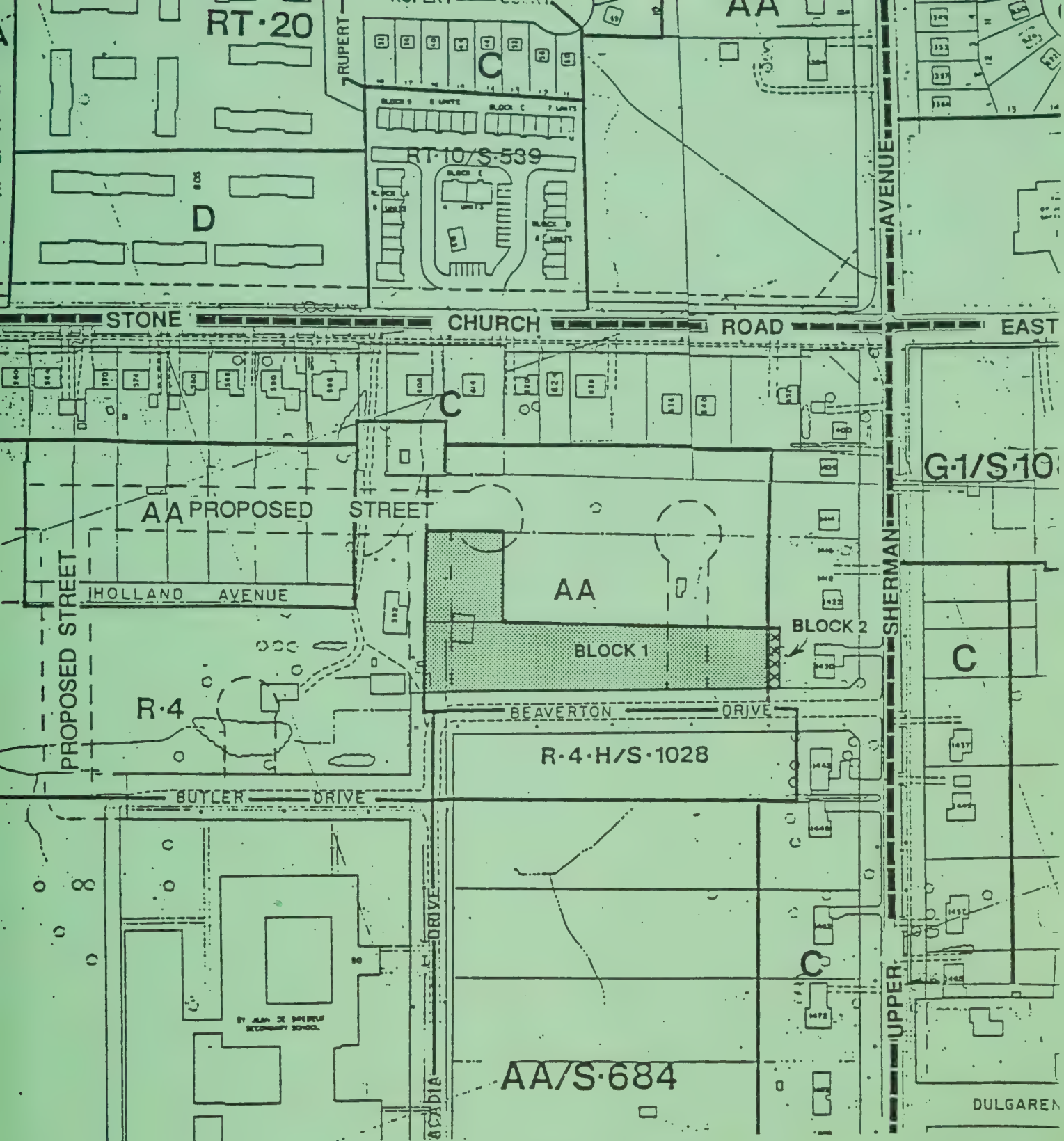
Yours truly,  
BASCIANO - O'CONNOR LANDSCAPE ARCHITECTS

*M. Mokrycke*

Ms. Marianne Mokrycke

MM:bl





Appendix "D" as referred to in  
Section 20 of the SIXTEENTH  
Report for 1990 of the Planning  
& Development Committee.

### Legend

Proposed change in zoning from:

BLOCK 1



"AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.

BLOCK 2



"C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.







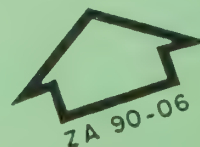




# LEGEND



SITE OF THE APPLICATION



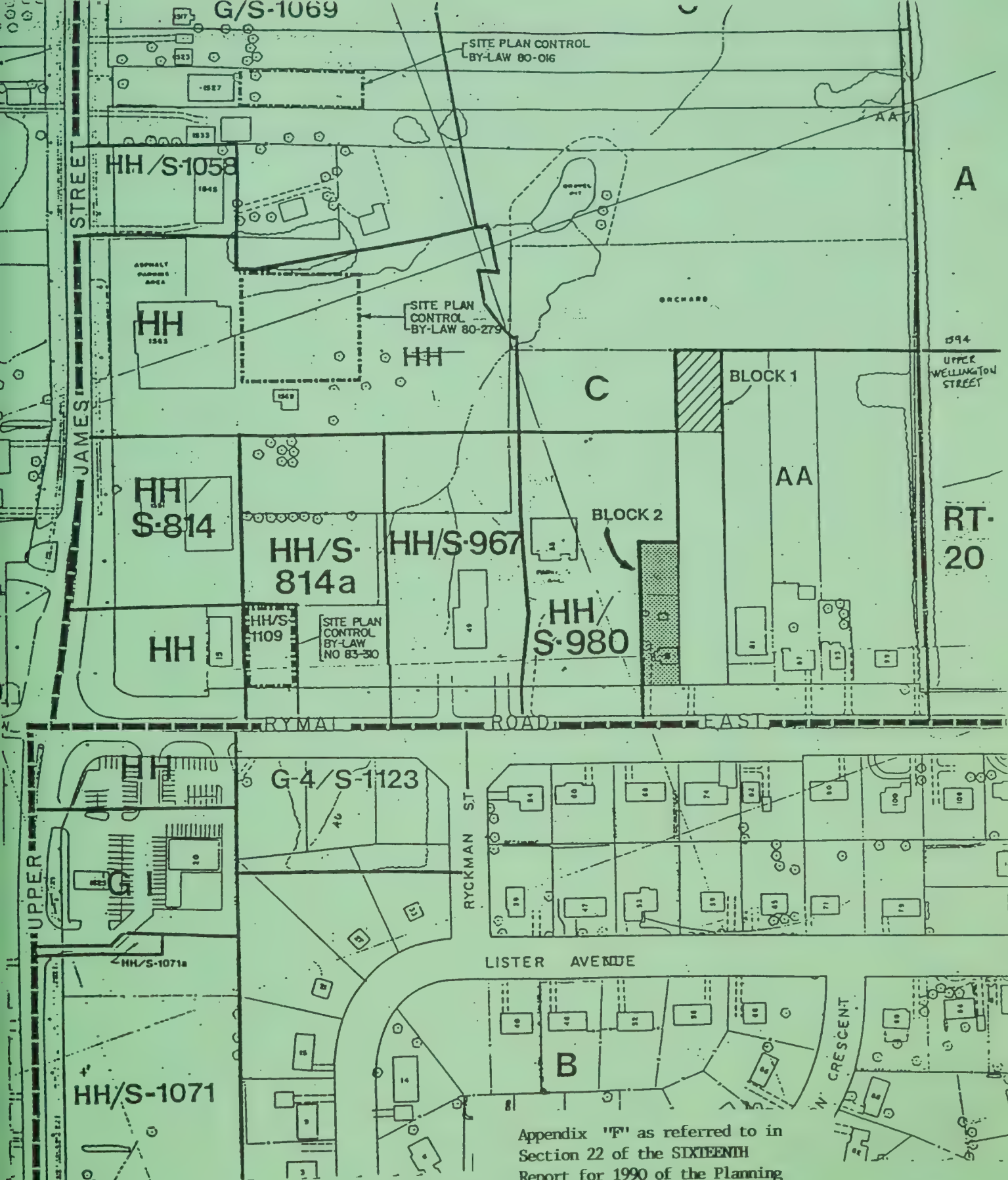
C-33

Appendix 'E' as referred to in Section 21 of the SIXTEENTH Report for 1990 of the Planning & Development Committee.



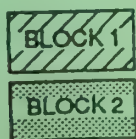






### Legend

Proposed change in zoning from:



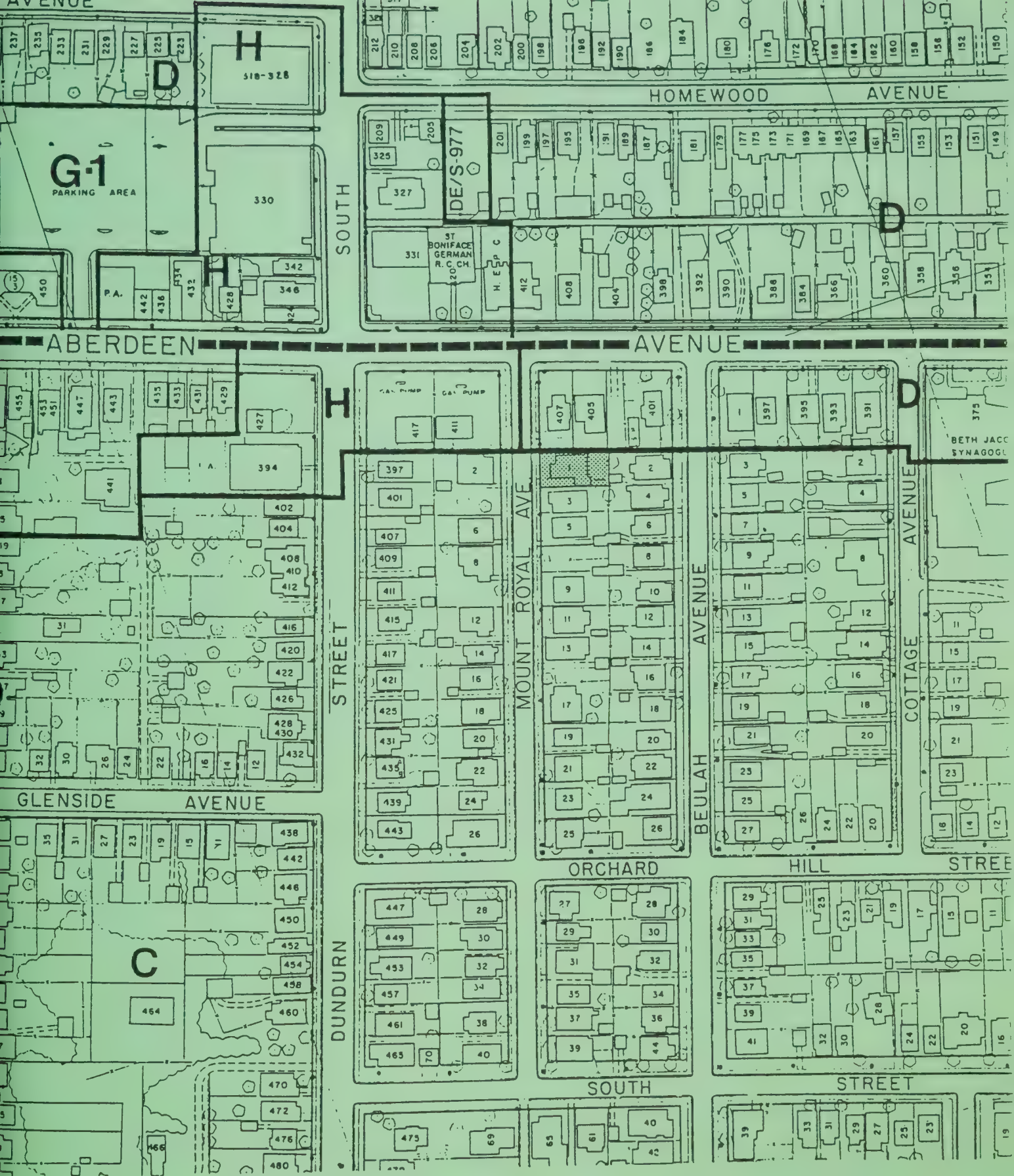
\*AA\* (Agricultural) District to \*C\* (Urban Protected Residential, etc.) District

\*AA\* (Agricultural) District to \*HH\* (Restricted Community Shopping and Commercial) District.









Appendix "G" as referred to in  
Section 23 of the SIXTEENTH  
Report for 1990 of the Planning  
& Development Committee.

# LEGEND



SITE OF APPLICATION

G-35



24-90-50

APPENDIX A





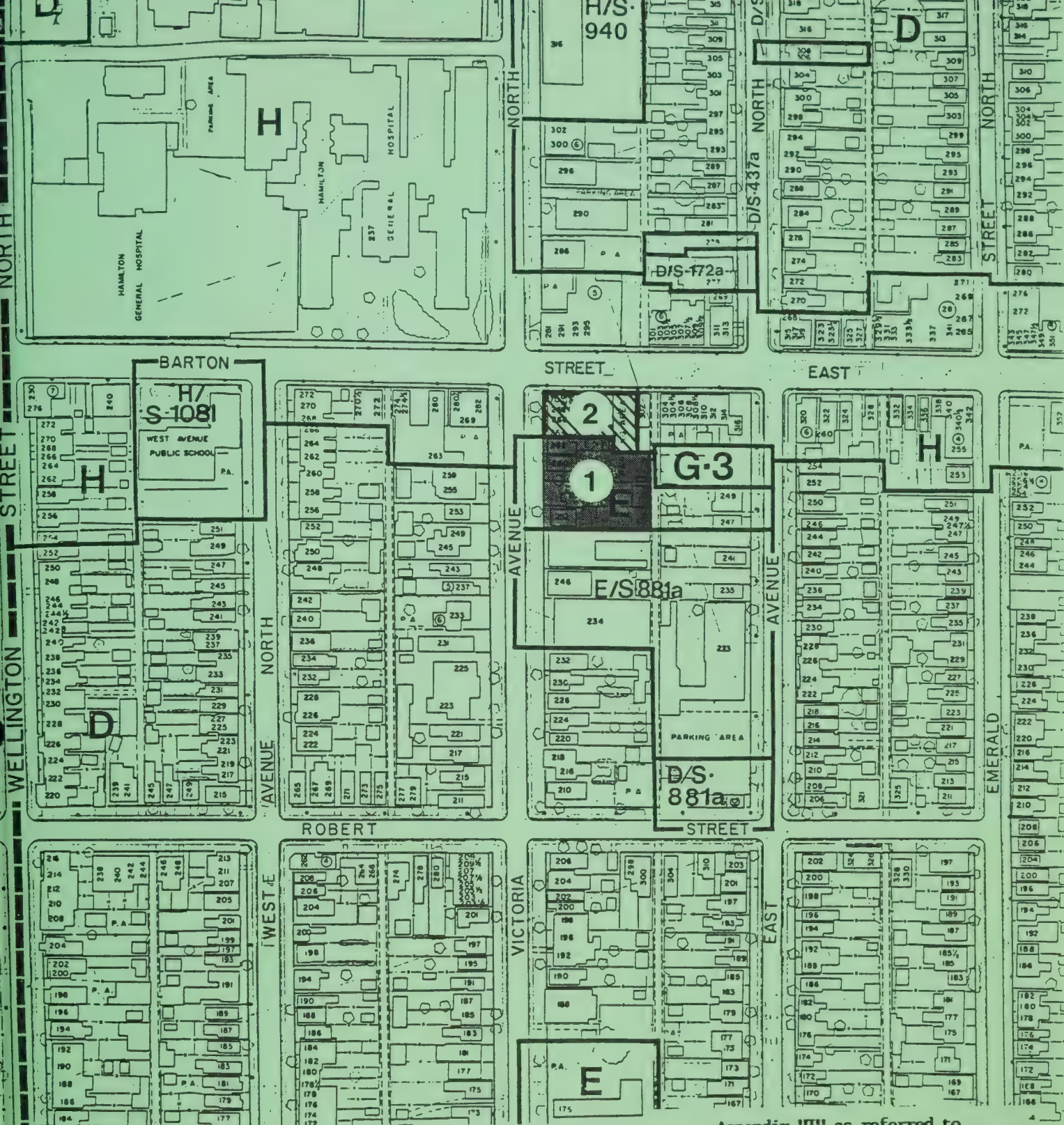









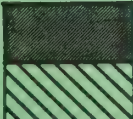




Appendix "I" as referred to in Section 25 of the SIXTEENTH Report for 1990 of the Planning & Development Committee.

## LEGEND

C-37

- BLOCK 1  CHANGE IN ZONING FROM "E" (MULTIPLE DWELLINGS, LODGES, CLUBS, ETC.) DISTRICT TO "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT, MODIFIED.
- BLOCKS 1 & 2  LANDS SUBJECT TO SITE PLAN CONTROL.

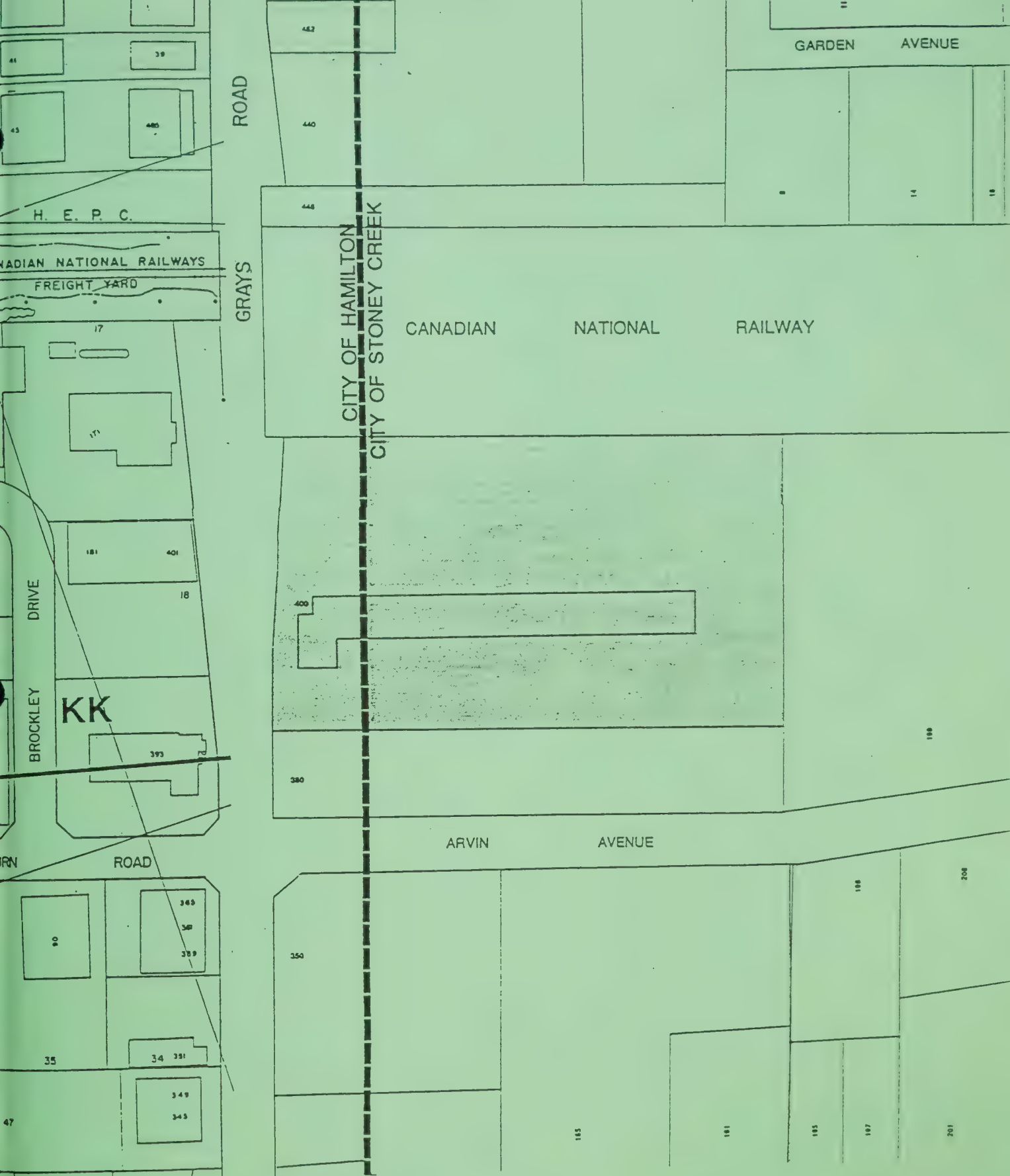


APPENDIX A

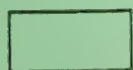








# Legend



Site of the Application

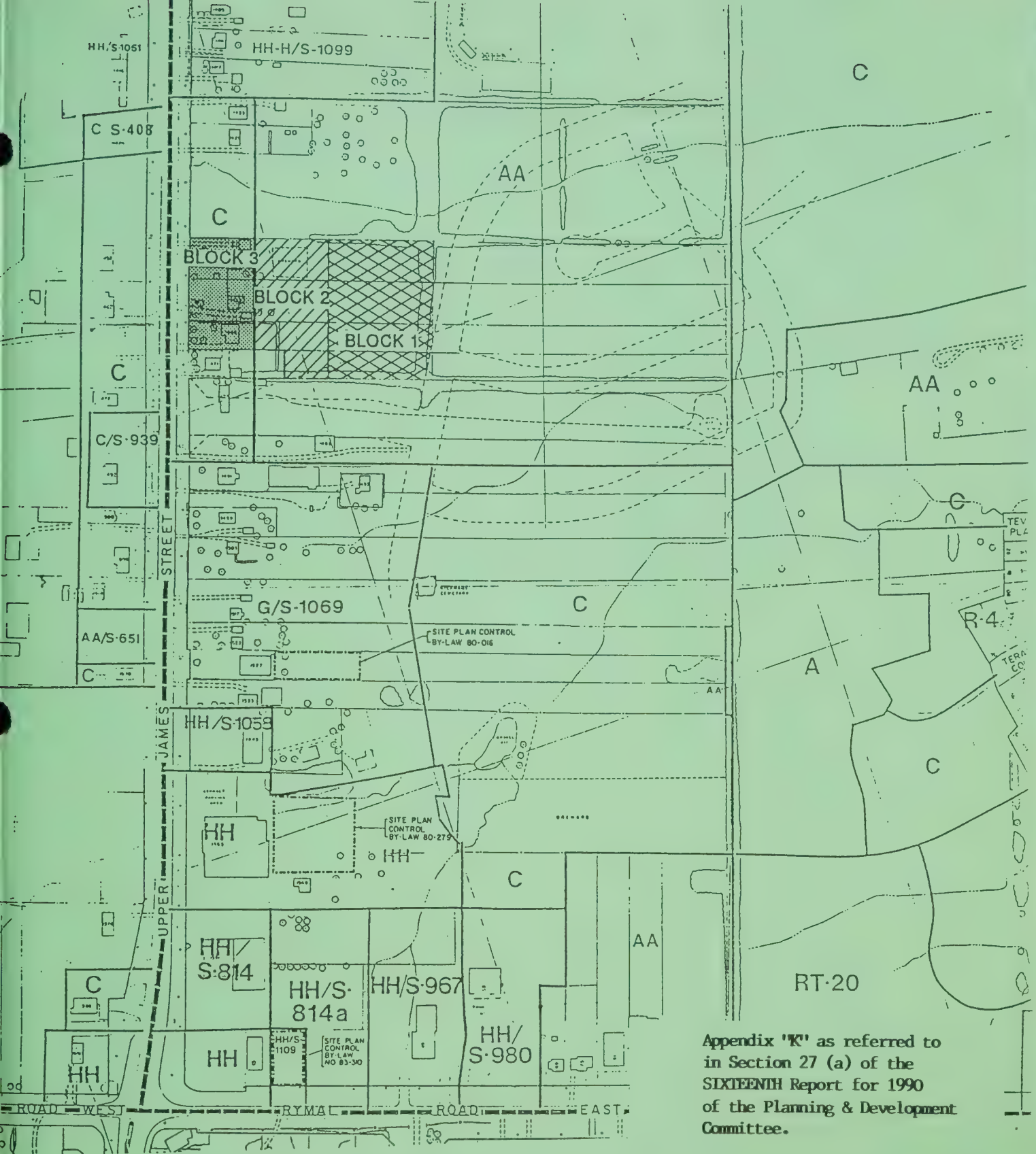
Appendix "J" as referred to  
in Section 26 of the SIXTEENTH  
Report for 1990 of the Planning  
& Development Committee.














Appendix "K" as referred to in Section 27 (a) of the SIXTEENTH Report for 1990 of the Planning & Development Committee.

### Legend

Proposed change in zoning from:

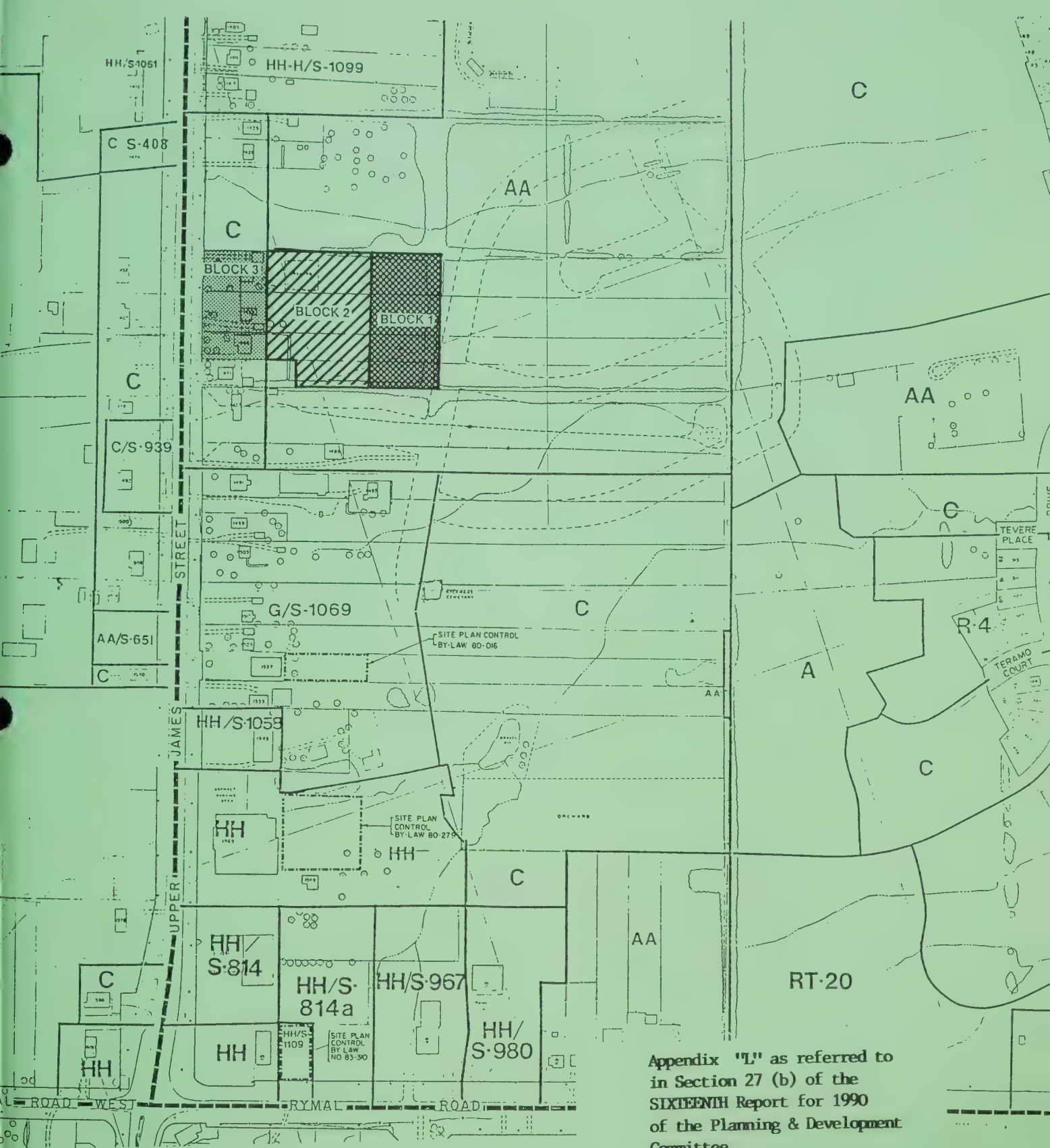
- |         |  |   |
|---------|--|---|
| BLOCK 1 |  | "AA" (Agricultural) District to "G" - "H" (Neighbourhood Shopping Centre, etc.) Holding District.       |
| BLOCK 2 |  | "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.                     |
| BLOCK 3 |  | "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District. |







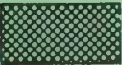






Appendix "L" as referred to in Section 27 (b) of the SIXTEENTH Report for 1990 of the Planning & Development Committee.

### Legend

Proposed change in zoning from:

- BLOCK 1  "AA" (Agricultural) District to "DE"-H" (Low Density Multiple Dwellings) Holding District
- BLOCK 2  "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.
- BLOCK 3  "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District.









**Map Legend:**

- Area Deferred
- Separate School Lots
- Public School Lots
- City Land
- Area of Larger Lots
- Staging Boundary

**City of Hamilton**  
Neighbourhood Location

**1988 POPULATION 2530**

**Land Use**

	Residential
	Attached Housing
	Low Density Apartments
	Medium Density Apartments
	High Density Apartments
	Commercial and Apartments
	Non-Residential
	Commercial
	Industrial
	Civic and Institutional
	Park and Recreational
	Open Space
	Utilities

**Approvals:** (Type) (Date)

Planning: 84, October 24, 1977; Council: December 12, 1977

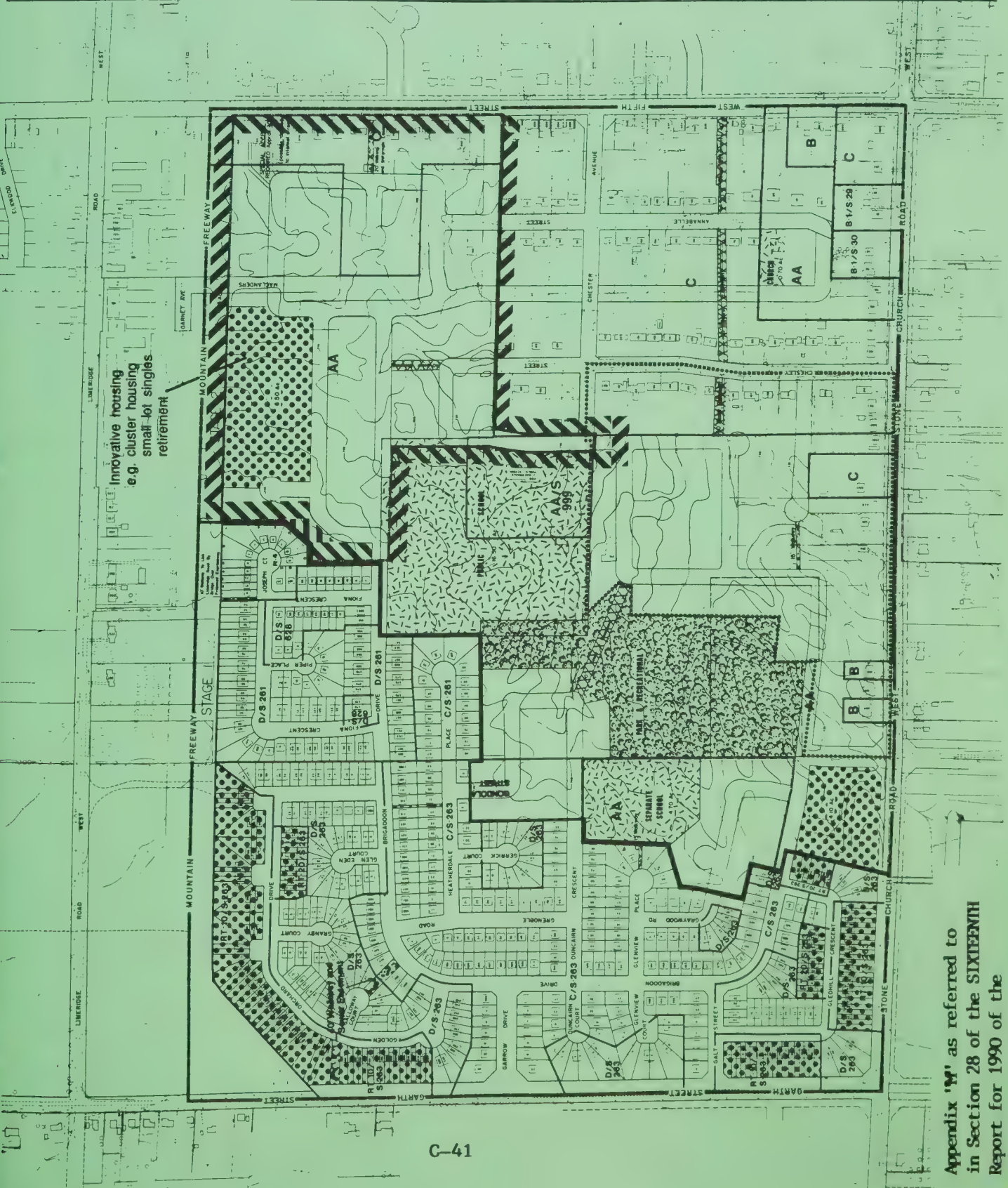
**Map Legend:**

- Neighbourhood Boundary
- Zoning Boundary
- Site Plan Control Boundary
- Latest Map Amendment: June 27, 1989

**GOURLEY**

**APPROVED PLAN**

# MAP 1



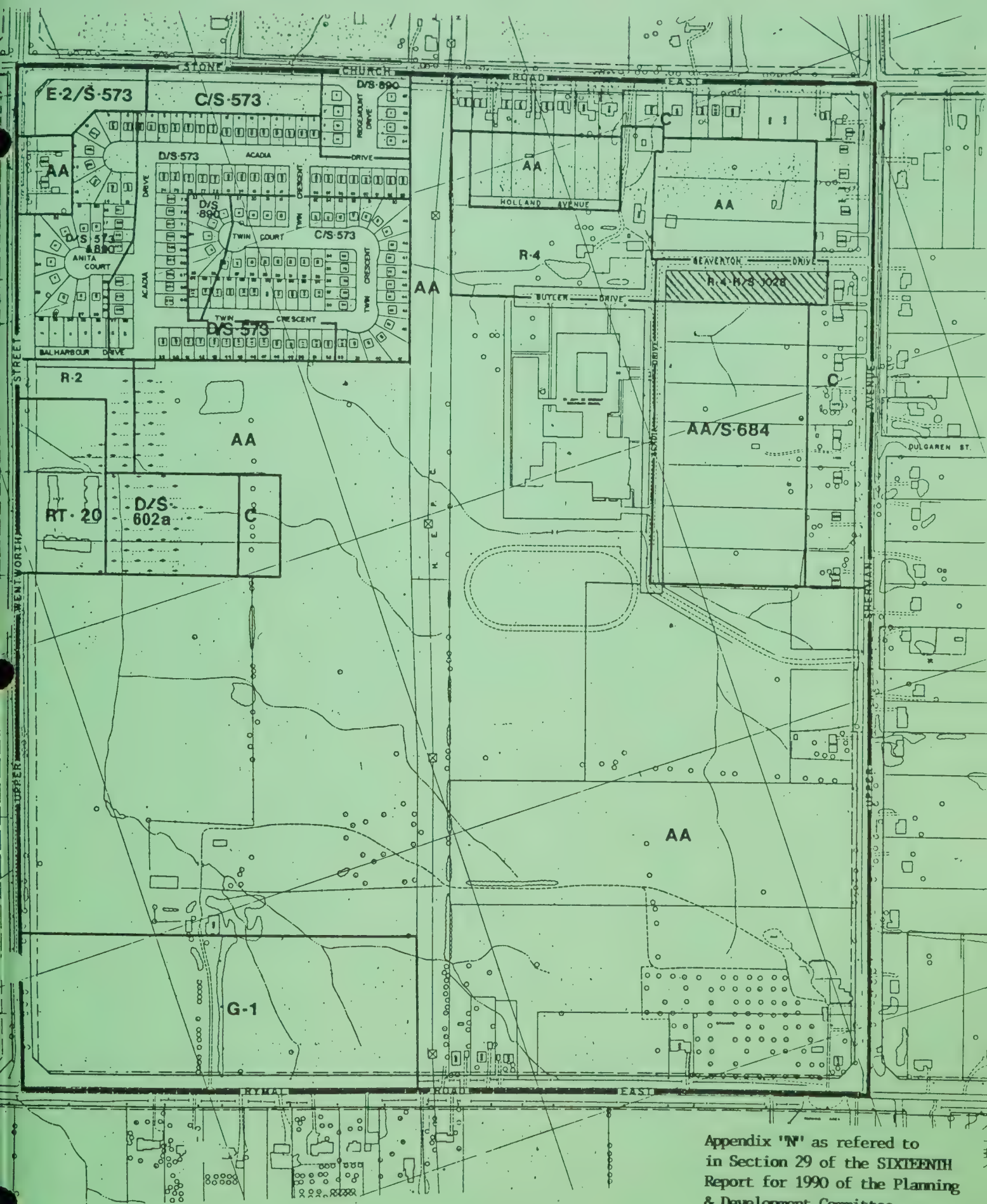
## ////// SUBJECT AREA

Appendix 'M' as referred to in Section 28 of the SIXTEENTH Report for 1990 of the Planning & Development Committee.







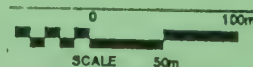


## LEGEND.



SITE OF THE APPLICATION.

Appendix 'N' as referred to  
in Section 29 of the SIXTEENTH  
Report for 1990 of the Planning  
& Development Committee.

















## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWENTY-SECOND** Report for 1990 and respectfully recommends:

1. That a purchase order be issued to Ontario Restoration Ltd., Brantford, in the amount of \$10 490 for masonry repairs at the Balfour Estate Carriage House in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

**NOTE:** As this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

2. That a purchase order be issued to Schreiber Brothers Ltd., Hamilton, in the amount of \$43 785, which is the lowest of four (4) tenders received, to provide all labour and materials necessary to Reroof the Rink Section at Parkdale Recreation Centre, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Major Maintenance to Civic Buildings Account No. CF5255 319041003.

**NOTE:** As this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

3. That a purchase order be issued to Enex Door Automation Inc., Concord, in the amount of \$24 933, which is the lowest of three (3) quotations received, to supply and install new automatic door equipment at City Hall, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed from City Hall, Front Entrance Door Account No. CH57413 31102.



4. That a purchase order be issued to Robert Slessor Pontiac Buick Inc., Grimsby, in the amount of \$79 154.85, which is the lowest of two (2) tenders received, for the replacement of three Dual Purpose 4X4 Vehicles, units #1667/77/78 for the Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Vehicle Replacement Account No. CH5X502 00101.
5. That a purchase order be issued to Johnston Motor Sales Co. Limited, Hamilton, in the amount of \$16 965.72, which is the lowest of five (5) tenders received, for the replacement of one Full Size Van Style Truck, Unit #1675 for the Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Vehicle Replacement Account No. CH5X502 00101.
6. That a purchase order be issued to Robert Slessor Pontiac Buick, Grimsby, in the amount of \$21 740, which is the lowest of three (3) tenders received, for the replacement of one (1) One Ton Pickup Truck, Unit #9011, Fleet Services, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101.
7. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$678 163.20, which is the lowest of three (3) tenders received, for the replacement of eight (8) 25 000 lb. Dump Plow Sanders, Units #9648/71/9/9202/4/9649/75/43, Fleet Services, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101 (\$667 163.20) and Operating Supplies Account No. CH56013 60214 (\$11 000).
8. That a purchase order be issued to Robert Slessor Pontiac Buick Inc., Grimsby, in the amount of \$18 979.92, which is the lowest of three (3) tenders received, for the purchase of one (1) 1991 Mini Cargo Van for the Traffic Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101.



9. That a purchase order be issued to Embree Sign Systems, Hamilton, in the amount of \$12 026, which is the lowest of two (2) tenders received, to supply and install a Skylight Sign in the Farmers' Market/Hamilton Public Library Complex, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Skylight Renovation Account No. CH57361 31310.
10. That the Aerial Bucket Vehicle #9005 be retained as a spare vehicle, rather than trading in the vehicle (estimated value of between \$5 000 to \$8 000), to minimize the loss of available manpower when other vehicles of this type are off the road being serviced.
11. That permission be granted to the United Way Committee to use the City Hall forecourt, in the event that inclement weather prevents the use of Commonwealth Square, on Thursday, 1990 September 27 from approximately 12:00 o'clock noon to 2:00 p.m. for a Fundraising Barbecue.
12. That permission be granted to Cable 14 TV Hamilton to use the Council Chamber from 5:00 p.m. until 10:00 p.m. on Thursday, 1990 November 08 to host All Candidates Debates for the upcoming Ward Four and Ward Six By-Elections.
13. That the Manager, Property Maintenance Division be authorized and directed to erect a reviewing stand and all other pertinencies on the south side of Main Street (on the sidewalk in front of the Canadian Football Hall of Fame) on Sunday, 1990 October 28 on the occasion of the 62nd R.H.L.I. Cadet Corps Freedom of the City Celebration.
14. (a) That, as referred to in Section 6 of the Twelfth Report of the Transport and Environment Committee, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct independent concrete sidewalks on the west side of Centennial Parkway between Delawana Drive and Barton Street at an estimated cost of owner's share of \$41 391, as well as City's share of \$19 087, by the issuance of debentures totalling \$60 478 for a period not to exceed 20 years.  
  
(b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$60 478 for a term not to exceed 20 years for the above project.



15. That the Appointments To and Terminations from Permanent positions with the Corporation to September 11, 1990, attached hereto and marked Appendix "A", be approved.
16. That the Strategic Plan Task Force be comprised of the following members of City Council: Mayor R. M. Morrow, Alderman T. Cooke, Alderman M. Kiss, Alderman B. Hinkley, Alderman D. Agostino, and the following members of the Management Team: Mr. R. Sugden, Director of Culture and Recreation, Mr. J. G. Hindson, Director of Information Systems, Mr. P. Baker, General Manager of The Parking Authority, Ms. P. Noé Johnson, City Solicitor, and Mr. A. Georgieff, Director of Local Planning.

**NOTE:** At its meeting held 1990 July 31 City Council, on the recommendation of the Finance and Administration Committee, approved of the establishment of a Strategic Plan Task Force to review the actions of the original Strategic Plan and to prepare a Terms of Reference for the development of a new Strategic Plan outlining a plan of action and budget.

17. (a) That \$45 129 of the \$281 900 contained in the 1990 Capital Budget for Hamilton SPCA projects be approved and paid to the Hamilton SPCA for the City's portion of 1990 capital funding and that the balance of \$236,771 designated for the eventual replacement of the Hamilton SPCA headquarters be set aside in a "Reserve for Hamilton SPCA Capital Projects";  
(b) That the total amount of \$281 900 be financed from the Reserve for Capital Projects, Centre #00203.
18. That, as referred to in Section 4 of the Twelfth Report of the Transport and Environment Committee, the overexpenditure of \$106 957 in the Public Works Centre #60428 "Storm Damage" account be financed by means of an approved overdraft in the account, and that a further review of the accounts within the Public Works function be performed near year end with a view to proposing a more specific financing recommendation.
19. That, as referred to in Section 6 of the Seventeenth Report of the Parks and Recreation Committee, the estimated cost of \$1 000 for hosting costs in connection with the participation by the Culture and Recreation Department in the 1991 Fit Trek programme be charged to "Special Receptions and Delegation Hosting" Account No. CH 55314 84010.



20. (a) That the gross cost of the 1990 capital project "Playground Equipment" be increased by \$75 000, from \$100 000 to \$175 000 for 1990, and that this increased amount be financed from the "5% Parks Fund" account (Centre 00201).
- (b) That the Armstrong Park integrated playstructure as approved by City Council 1990 August 28 for \$10 000, and the two integrated playstructures at Highview and Steeles Parks at \$10 000 each as referred to in Section 7 of the Seventeenth Report of the Parks and Recreation Committee, be charged against the "Playground Equipment" capital project.
21. (a) That David M. Griffith & Associates Ltd., Professional Services to the Public Section, be awarded the contract for the development of a "User Fee" study to commence 1990 October 1 and to be completed 1991 January 15, based on a proposal submitted by them, at a firm quotation in the total amount of \$100 000 (Canadian) to be completed by 1991 January 15;
- (b) That the \$100 000 required for the consultant fees be financed from the excess appropriation provided for the Pay Equity Account CH 54117 23001.
22. (a) That the overpayment of the Wintario Capital Grant (CS-1196-76) to the Hamilton Tennis Club in the amount of \$16 667 be paid by the City of Hamilton to the Ministry of Tourism and Recreation;
- (b) That the Hamilton Tennis Club contribute to the City an amount equal to 50% of the overpayment or \$8 333.50;
- (c) That the City's portion of the overpayment (50%) be charged to Account No. RF 4X003 00203 and be recoverable from the Hamilton Tennis Club at the time of commencement of construction of a new clubhouse facility.

**NOTE:** Payment by the City of the \$16 667 does not acknowledge liability for the grant overpayment by the City, nor commit the City to construction of a new clubhouse at Hamilton Tennis Club but rather removes the default with the Ministry of Tourism and Recreation so that our 1991/1992 Capital Grant applications will not be impeded.



23. (a) That permission be granted to the Women's Centre of Hamilton-Wentworth as represented by its sub-committee, "End the Violence Montreal Massacre Memorial Committee" to place a rock mounted plaque within an existing floral display upon the grounds of City Hall, at a location slightly west of the north-west corner of the building in accordance with the Policy to Govern and Regulate the Installation of Commemorative Plaques, Memorials, Monuments, Time Capsules and Trees upon City Hall Grounds adopted by City Council 1988 September 27.
- (b) That approval be given to the following wording to be contained on the plaque:
- "End the Violence in memory of the women murdered in Montreal December 6, 1989 and in memory of all women who have been victims of violence."
- End the Violence Montreal Massacre Memorial Committee,  
December 6, 1990.
- (c) That the City Solicitor be directed to prepare an agreement between the City and the Women's Centre covering the proposal.
24. (a) That the Council of the Corporation of the City of Hamilton maintain and develop people to people and city to city linkages furthering mutual understanding and dialogue with the People's Republic of China and that official delegations and exchanges with our twin City of Ma'anshan continue and that the resolution of City Council of 1989 November 14 suspending official delegation exchanges and imposing a suspension be rescinded.
- (b) That, as recommended by the Hamilton Mundialization Committee, the Council of the Corporation of the City of Hamilton officially recognize the delegation from Ma'anshan arriving in September 1990.
- (c) That a copy of this resolution be forwarded to the Federation of Canadian Municipalities for their information.



**NOTE:** At its meeting of 1989 June 27, City Council agreed that the planned visit of a Chinese delegation from Ma'anshan, China, which was scheduled to take place in October 1989 be suspended and further that a review of the twinning between the City of Hamilton and Ma'anshan, China be undertaken in consultation with the Mundialization Committee and the Hamilton Chinese Community. Meetings were held with members of the Hamilton Mundialization Committee and representatives of the Hamilton Chinese Community and as a result, suspension of twin city relationships with Ma'anshan, China was implemented and in effect to this date.

The above resolution renewing relationships is consistent with the Canadian Federal Government's formal policy towards China, the Federation of Canadian Municipalities, and other major Canadian cities.

Attached hereto as Appendix "B" is a copy of the Hamilton Mundialization Committee's report dated 1990 September 13 containing recommendations from their meeting held 1990 September 12.

25. (a) That a grant in the amount of \$50 000 be made to the 91st Highlanders Athletic Association to be used to assist in defraying expenses to be incurred in staging the 1991 Hamilton Spectator Indoor Games to be held at Copps Coliseum 1991 January 10 and 11.
- (b) That this grant be financed from the 1991 Grant Budget Allocation.
26. (a) That the City of Hamilton host a civic reception at the Hamilton Convention Centre on the occasion of the Fifteenth Anniversary of the Twinning with Fukuyama, Japan, for Mayor Makimoto's delegation, members of City Council, and representatives of the Mundialization Committee, Japanese Culture Centre, and other community leaders, at a cost not to exceed \$8 000.
- (b) That the cost to host this reception be financed from the Unclassified Account.
27. (a) That the City of Hamilton host a civic reception at a cost not to exceed \$9 000 for the Canadian Football League Board of Directors, media and local officials in connection with the CFL Draft, which will be held in the City of Hamilton on Friday, 1991 February 15.
- (b) That the cost to host this reception be provided for in the Special Civic Reception and Delegation Hostings 1991 Budget Account No. CH55314 84010.



28. (a) That Licensing By-law No. 79-323, as amended, be further amended to provide for rooftop advertising on taxi cabs.
- (b) That the City Solicitor be authorized and directed to prepare a By-law to amend Licensing By-law No. 79-323 for submission to City Council to reflect this provision for rooftop advertising.
29. That the letter seeking financial support, dated 1990 July 10, from the Director of Fund Raising for the Samaritan Place - "The Living Memorial" honouring the Soldiers of the 101st Airborne Division who lost their lives in the tragic Arrow Air Disaster 1985 December 12, which was referred to the Finance and Administration Committee by City Council at its meeting held 1990 August 28 for consideration, be received.
30. That, with respect to City of Hamilton -ats- Peace/Huntington Park Tennis Club, the City of Hamilton consent to the dismissal of Ontario Court of Justice (General Division) Action No. 13897/89, without costs.
31. (a) That the City of Hamilton offer to settle District Court of Ontario Action No. 11966/88 by the payment of \$7 392.75 inclusive of pre-judgment interest, legal costs and disbursements to the Plaintiff, Margaret Rose Poyton.
- (b) That the Plaintiff, Margaret Rose Poyton, be required to provide a Full and Final Release to the City of Hamilton in a form satisfactory to the City Solicitor and that District Court of Ontario Action No. 11966/88 be dismissed as against the City of Hamilton.
32. That, with respect to City of Hamilton and Ferguson -v- Walsh and Brown Boggs Foundry and Machine Company Limited, the City consent to the dismissal of Ontario Court of Justice (General Division) Action No. 10850/88, and counter-claim, without costs.
33. (a) That, with respect to City of Hamilton -ats- Rizzotto, the Corporation of the City of Hamilton consent to an Order dismissing this action and all counterclaims by and against the Defendant, Sheila Copps, on a without costs basis.
- (b) That the City of Hamilton offer to settle this matter by the payment of \$3 000 to the Plaintiffs, Carmen Rizzotto and Vicki Rizzotto, in the following terms:



- (i) That the Defendant, The Corporation of the City of Hamilton, pay to the Plaintiffs, Carmen Rizzotto and Vicki Rizzotto, the sum of \$3 000 inclusive of all damages, prejudgment interest, legal costs and disbursements.
- (ii) That this action be dismissed together with all counterclaims by and against The Corporation of the City of Hamilton.
- (iii) That if this Offer to Settle is accepted within thirty days of its date there shall be no Order as to costs.
- (iv) That if this Offer to Settle is accepted after thirty days from its date that the Defendant, The Corporation of the City of Hamilton, shall be entitled to receive its party/party costs from the date of the Offer forward to be agreed or assessed.
- (v) That this Offer remain open for acceptance until withdrawn or until the commencement of Trial, whichever first occurs.

34. That, with respect to City of Hamilton -ats- Lillian Peppard, the City of Hamilton offer to settle this matter by the payment of \$2 500 to the Plaintiff, Lillian Peppard, on the following basis:

- (i) The City of Hamilton pay to the Plaintiff, Lillian Peppard, the sum of \$2 500 inclusive of all damages, interests, costs and disbursements.
- (ii) That the action and all crossclaims by and against the Corporation of the City of Hamilton be dismissed.
- (iii) That if this Offer is accepted within thirty days of its date there shall be no Order as to costs.
- (iv) That if this Offer is accepted after thirty days from its date The Corporation of the City of Hamilton shall be entitled to be paid its party/party costs to be agreed or assessed.
- (v) That this Offer remain open for acceptance until withdrawn or the commencement of trial whichever first occurs.

35. (a) That the City of Hamilton offer to settle Ontario Court of Justice (General Division) Action No. 12700/88 by the payment of \$6 229.44 inclusive of prejudgment interest, legal costs and disbursements to the Plaintiffs, Dale Fazekas and Andrew Fazekas.



- (b) That the Plaintiffs, Dale Fazekas and Andrew Fazekas, be required to sign a Full and Final Release to the City of Hamilton in the form satisfactory to the City Solicitor and that Ontario Court of Justice (General Division) Action No. 12700/88 be dismissed as against the City of Hamilton.
36. That the City Solicitor be authorized and directed to prepare a by-law to amend By-law No. 89-30 respecting membership on the City of Hamilton Licensing Committee for submission to City Council.
37. That leave be granted to introduce the following Bills:
- (a) Bill H-104 A By-law to Authorize the Crown Point West/Stipeley Phase II P.R.I.D.E. Program.
  - (b) Bill H-105 A By-law to Amend By-law No. 78-224 Respecting Membership in the City of Hamilton Licensing Committee for the Term Ending November 30, 1991.
  - (c) Bill H-106 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.
  - (d) Bill H-107 A By-law to Amend Licensing By-law No. 79-323 As Amended by By-law Nos. 89-249 and 89-316 Respecting Illuminated Roof Sign for Taxi-Cabs.

**RESPECTFULLY SUBMITTED**

**ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1990 September 20



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Christina Curto	Receipts Clerk II (P-A2)	Parking Authority	Replacing Ms. K. Griffin - resigned	\$21,065.72 to \$22,757.80	\$21,065.72 per annum (1 of 2)	27/08/90
Mr. Rae Blanchard	Stenographer II (E-4)	Public Works (Parks Division)	New Position - Approved 1990 Budget	\$23,120.24 to \$24,780.08	\$23,120.24 per annum (1 of 3)	20/08/90
Ms. Donna Dengis	Administrative Assistant II (O)	City Clerks (Aldermen's Division)	Replacing Ms. R. D'Ortenzio - resigned	\$30,526.60 to \$35,877.92	\$30,526.60 per annum (1 of 5)	07/08/90
Ms. Gayle Hamilton	Aquatic Supervisor (N-2)	Culture & Recreation	Replacing Ms. D. Burns - resigned	\$33,932.08 to \$40,013.48	\$33,932.08 per annum (1 of 5)	30/07/90
Ms. Marsha Josling	Automotive Parts Clerk (G-4A)	Public Works (Fleet Services Division)	New Position - Approved by City Council June 18, 1990	\$27,524.64 to \$33,186.40	\$30,194.84 per annum (3 of 5)	27/08/90
Mr. Charles McNeil	Caretaker (B-2)	Property Maintenance (Division of Property Department)	Replacing Mr. P. Baker - transferred	\$23,356.84 to \$25,195.56	\$25,195.56 per annum (2 of 2)	20/08/90
Ms. Marianne Morgan	Lifeguard II (CH-4)	Culture & Recreation	Replacing Ms. K. Goodwin - promoted	\$20,505.16 to \$22,129.12	\$22,129.12 per annum (3 of 3)	27/08/90

Prepared 11/09/90



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. James Pearson	Operator II-Street Sweeper Operator (D-9)	Public Works	Replacing Mr. T. Brillinger -promoted	\$28,941.12 to \$29,357.12	\$28,941.12 per annum (1 of 2)	13/08/90
Ms. Frances Short	Stenographer IV (E-2)	City Clerk	Replacing Ms S. Parry -promoted	\$19,756.36 to \$21,283.60	\$19,756.36 per annum (1 of 3)	27/08/90



THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Frank Bernt	Development Superintendant (Parks)	Public Works	Retired	33 years, 11 months	31/08/99
Mr. George Colbourne	Lieutenant	Fire	Retired	31 years, 1 month	17/08/90
Mr. Douglas Eves	Street Sweeper Operator	Public Works	Resigned	3 years, 2 months	24/08/90
Mr. James Finlay	Building Inspector	Building	Resigned	4 years, 5 months	04/09/90
Ms. Kelly Griffin	Receipts Clerk II	Parking Authority	Resigned	1 year, 6 months	17/08/90
Mr. Giosuele Schinella	Concrete Finisher (Districts)	Public Works	Retired	22 years, 4 months	16/08/90
Mr. Walter Selzer	Project Manager	Property	Retired	28 years, 1 month	31/08/90

Prepared 11/09/90







SEP 14 1990

September 13, 1990

MEMO TO: Mr. John Thompson, Secretary  
Finance and Administration Committee

FROM: Ms. Carolann Fernandes, President  
Hamilton Mundialization Committee

RE: REVIEW OF TWINNING WITH MA'ANSHAN, CHINA

On Wednesday, September 12, the Hamilton Mundialization Committee along with representatives of the Hamilton Chinese community met to review our twinning with Ma'anshan in the People's Republic of China. Thirty people were in attendance, and the following resolutions were passed by the Committee with one abstention and one vote of opposition:

1. The Hamilton Mundialization Committee after a long discussion and in consultation with representatives of the Hamilton Chinese community jointly recommended that the Council of the Corporation of the City of Hamilton maintain and develop people to people and city to city linkages furthering mutual understanding and dialogue with the people of China and that official delegations and exchanges with our twin city of Ma'Anshan continue, and further that the resolution of City Council of November 14, 1989, suspending official delegation exchanges, be rescinded.
2. The Hamilton Mundialization Committee recommends that the Council of the Corporation of the City of Hamilton officially recognize the delegation from Ma'Anshan arriving in September, 1990.







## BY-LAW NO. 90 -

## GOVERNMENT DOCUMENTS

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"West 2nd	Northbound and Southbound	South Bend
West 33rd	Northbound and Southbound	Bendamere
Pemberton	Eastbound	East 42nd
Acadia	Eastbound and Westbound	Ridgemount".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Tragina	East	from a point 264 feet north of Britannia to a point 81 feet northerly therefrom	Anytime
Tragina	West	from a point 262 feet north of Britannia to a point 61 feet northerly therefrom	Anytime
Inverness	South	Upper Wellington to 30 feet east	Anytime
Maplewood	South	Cedar to 39 feet west	Anytime".

and by deleting therefrom the following item, namely:-

"Inverness	South	Upper Wellington to a point 30 feet west of the west curbline of East 11th	Anytime".
------------	-------	--	-----------

3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Limeridge	North	125 feet	21 feet west of the east curbline of Leggett	7:00 a.m. - 6:00 p.m. Monday to Saturday".
------------	-------	----------	--	--

and by deleting therefrom the following item, namely:-

Limeridge	North	40 feet	commencing at a point 21 feet west of the east curbline of Leggett	7:00 a.m. - 6:00 p.m. Monday to Saturday".
-----------	-------	---------	--	--

4. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Caroline	West	40 feet	116 feet south of York	Anytime".
-----------	------	---------	------------------------	-----------

PASSED THIS DAY OF , A.D. 19 .

\_\_\_\_\_  
CITY CLERK

J-1

\_\_\_\_\_  
MAYOR



BY-LAW NO. 90 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 2 (Two Hour Limit)** the following items, namely:-

"Myler	South	Westinghouse to Sanford
Westinghouse	East	120 ft. north of Barton to Myler".

and by deleting from **Section 3 (One Hour Limit)** the following item, namely:-

"Westinghouse	East	Barton to 93 ft. north".
---------------	------	--------------------------

2. **Schedule 25 A (Parking Time Limits)** is hereby amended by deleting from **Section 22 (One Hour Limit)** the following items, namely:-

"Delmar	North	Daytona to Columbia
Columbia	West	Delmar to a point 52 feet south of the northerly end".

and by adding thereto the following item, namely:-

"Delmar	North	Daytona to 133 feet west of Columbia".
---------	-------	--

3. **Schedule 25B (Parking Time Limits)** is hereby amended by deleting from **Section 4 (One Hour Limit)** the following item, namely:-

"Monterey	South	Park Row to Province".
-----------	-------	------------------------

4. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Delmar	North	Columbia to 133 feet west
Columbia	West	Delmar to north end
Inverness	South	from a point 30 feet east of Upper Wellington to a point 30 feet west of the west curb line of East 11th.

and by deleting therefrom the following item, namely:-

"Columbia	West	Northerly end to 52 ft. south".
-----------	------	---------------------------------

5. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Monterey	South	Park Row to Province	Anytime
Colbourne	Both	Park to Bay	Anytime".

PASSED THIS DAY OF , A.D. 19 .

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1334, 1340,  
1342 AND 1348 UPPER SHERMAN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10E(2)(a)3 of By-law No. 6593, Street Townhouse Dwellings shall be prohibited;
- (b) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the northerly and southerly lot lines and along the rear lot line;
- (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained within the required landscaped planting strips.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.



4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1188.

5. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1188.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

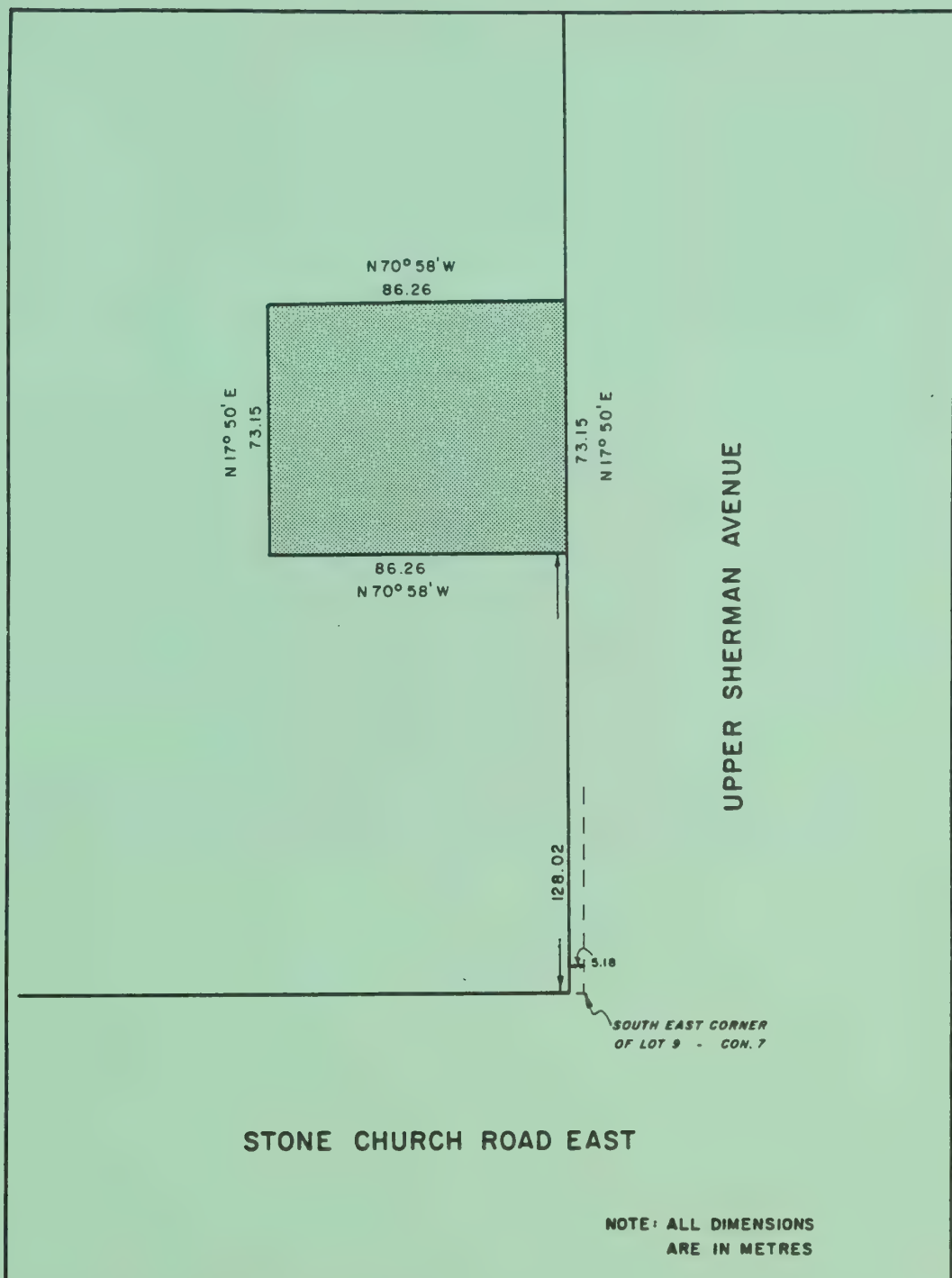
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 15 R.P.D.C. 17(b), August 28  
Joe Mancinelli, Henry Mancinelli  
and Ricardo Persi, Owners  
Amended ZA-89-101







NOTE: ALL DIMENSIONS  
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-  
PASSED THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 1990

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Mayor

**CITY OF HAMILTON**  
**SCHEDULE "A"**  
**MAP FORMING PART OF**  
**BY-LAW NO. 90-**  
**TO AMEND BY-LAW NO. 6593**  
  
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

LEGEND		
 CHANGE IN ZONING FROM "AA" (AGRI-CULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT, MODIFIED.		
North 	Scale NOT TO SCALE	Reference File No. ZA 89-101
	Date SEPT. 1990	Drawn By Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 140 OAK AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Section 14(1) of By-law No. 6593, sheet metal duct and fittings manufacturing shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1146.

4. Sheet No. E-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1146.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

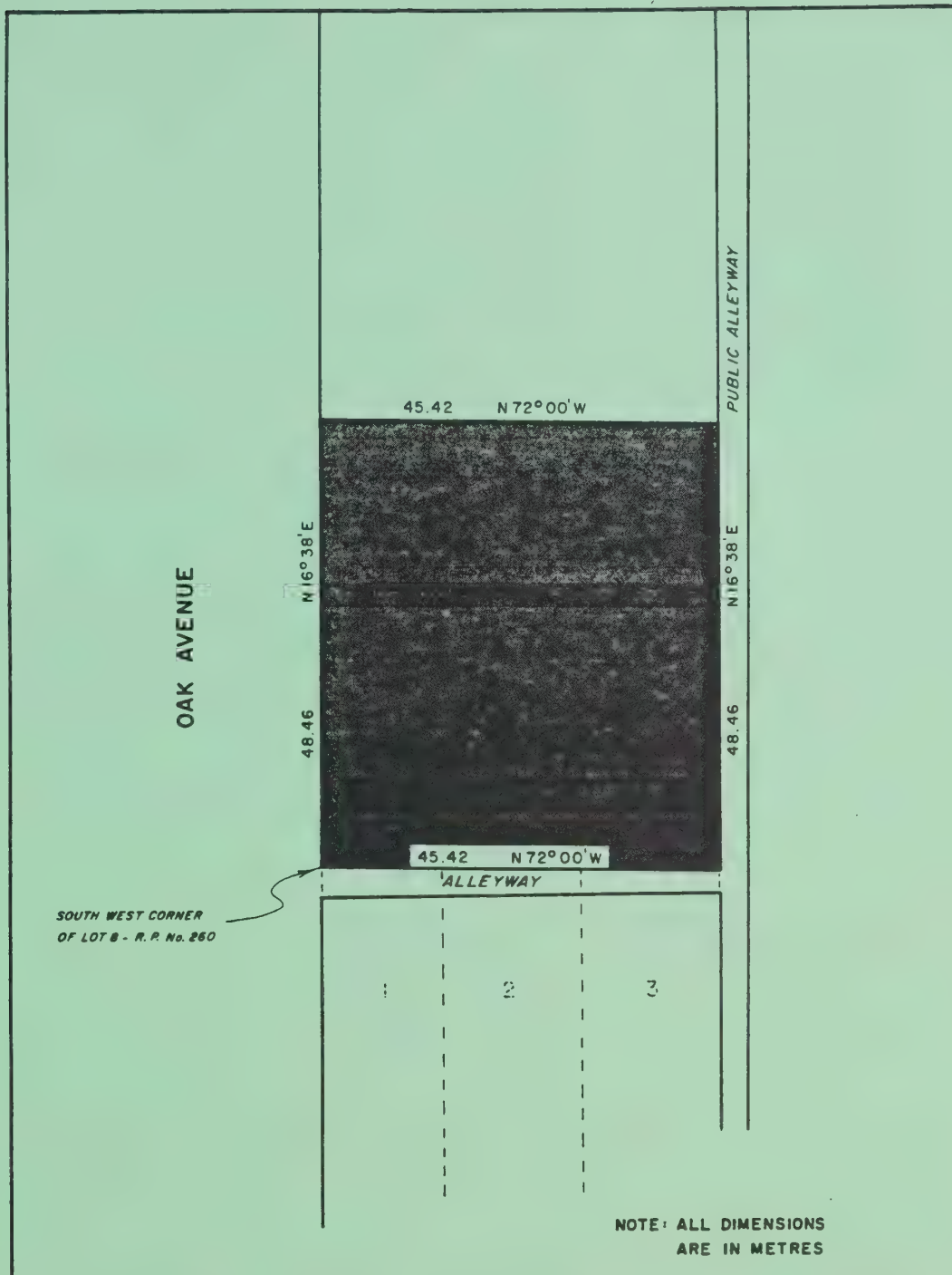
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1989) 24 R.P.D.C. 16, October 31  
Munro Metal Products Ltd., Prospective Owner  
ZA-89-59





THIS IS SCHEDULE "A" TO BY-LAW NO. \_\_\_\_\_  
 PASSED THE \_\_\_\_\_ DAY OF \_\_\_\_\_

\_\_\_\_\_  
 Clerk

\_\_\_\_\_  
 Mayor

**CITY OF HAMILTON**  
**SCHEDULE "A"**  
**MAP FORMING PART OF**  
**BY-LAW NO.**

**TO AMEND BY-LAW NO. 6593**

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

**Legend**

 **LANDS TO BE REGULATED**  
**BY BY-LAW NO.**

North



Scale  
**NOT TO SCALE**

Date  
**OCTOBER 30, 1989**

Reference File No.  
**ZA 89-59**

Drawn By  
**Z. K.**



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED IN THE CENTRAL AREA  
(LANDS BOUNDED BY HAMILTON HARBOUR, THE NIAGARA ESCARPMENT,  
QUEEN STREET AND VICTORIA AVENUE)

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

129. Lands located in the Central Area, bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue, shown on Appendix 129 hereto annexed and forming part of this by-law.

2. Appendix 129 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this                      day of                      A.D. 1990.

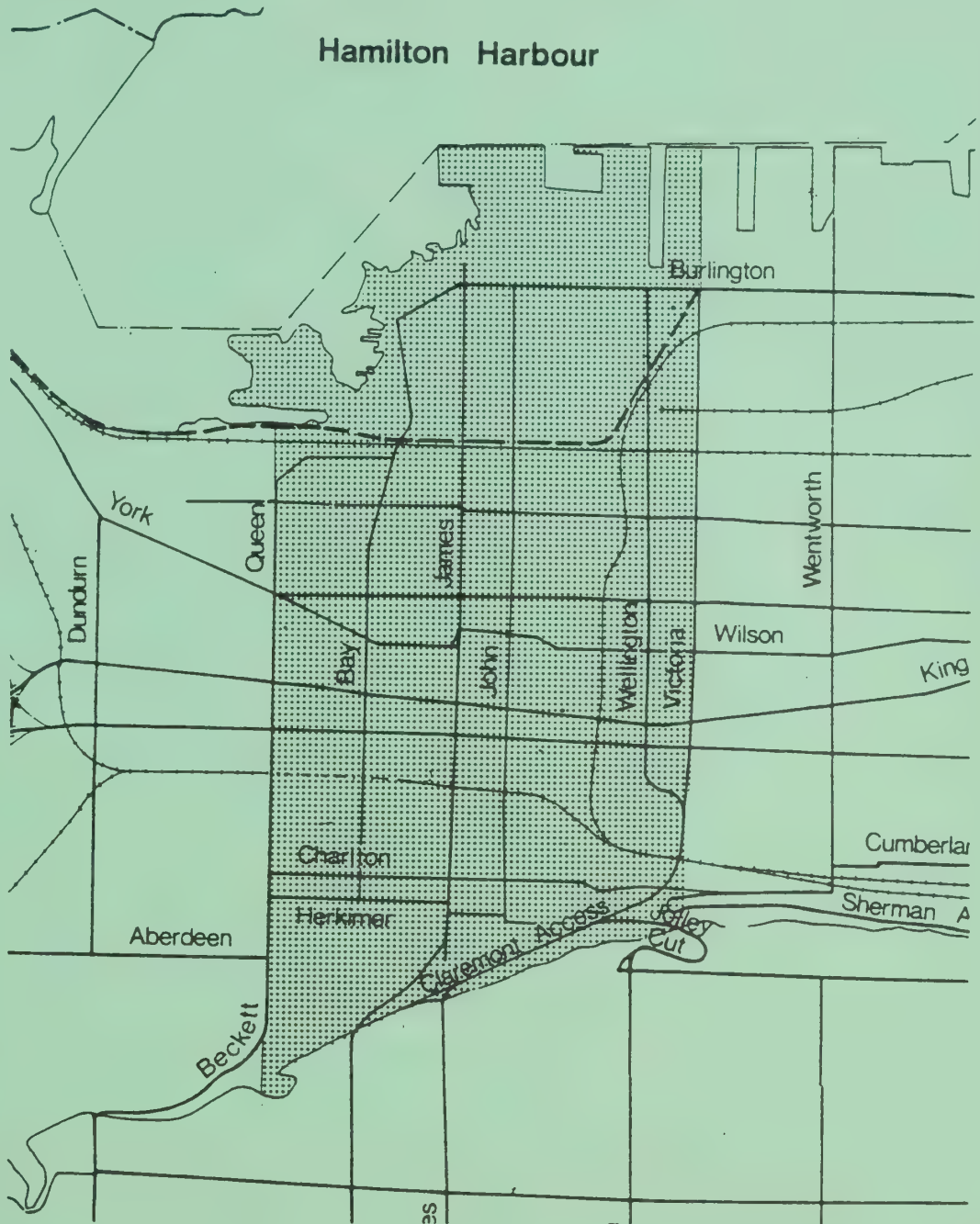
City Clerk

Mayor

(1990) 13 R.P.D.C. 12(a), July 31



# Hamilton Harbour



This is Schedule A to By-Law No. 90- .....  
 Passed the ..... day of ....., 1990.

.....  
 Clerk

.....  
 Mayor

## City of Hamilton

### Appendix 129 to By-Law No.79-275

as Amended by  
 By-Law No.87-223

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

## Legend



Lands Designated Under this By-Law  
 as an area of Site Plan Control pursuant  
 to Section 40 of the Planning Act.

North



Scale  
 NOT TO SCALE

Reference File No.

Date  
 September, 1990

Drawn By  
 L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 79 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) a landscaped planting strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire southerly rear lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1169.



5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1169.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this                      day of                      A.D. 1990.

City Clerk

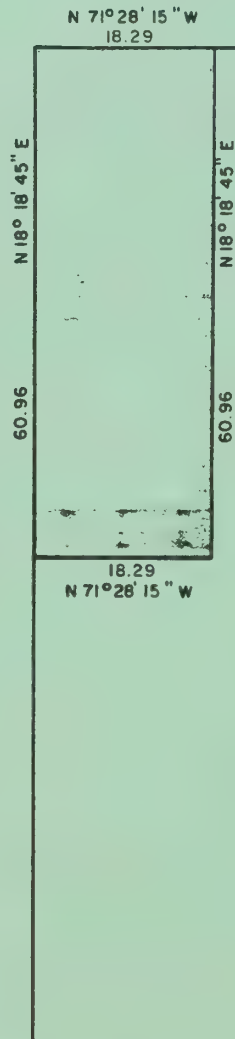
Mayor

(1990) 7 R.P.D.C. 6, March 27  
Walter Vucetich, Owner  
ZA-90-11



# RYMAL ROAD WEST

## CHRISTIE STREET



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-.....  
Passed the ..... day of ....., 1990.

.....  
Clerk

.....  
Mayor

City of Hamilton

### Schedule A

Map Forming Part of  
By-Law No. 90-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

#### Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)  
District to "HH" (Restricted Community  
Shopping and Commercial) District,  
modified.

North



Scale  
NOT TO SCALE

Date  
SEPTEMBER, 1990

Reference File No.  
ZA 90-11

Drawn By  
L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Remove:

PART OF "LILLIAN HEIGHTS - PHASE 2" REGISTERED PLAN OF SUBDIVISION  
FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-90 on the 27th day of March 1990 to remove part of "Lillian Heights - Phase 2" Registered Plan of Subdivision from Part-Lot Control;

AND WHEREAS By-law No. 90-90 was registered on title on the 19th day of April 1990 as Instrument No. 277428 L.T.;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 2 of the 17th Report of the Planning and Development Committee at its meeting held on the 9th day of October 1990, directed that a by-law be prepared to extend the removal of part-lot control for a further one-year period.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

1. All of Lots 1-30, 53-67, 69-138, inclusive, and Block 140 of Registered Plan Number 62M-639, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.



2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

(b) This by-law shall continue in force and effect for a term not to exceed one year from the date of registration in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 17 R.P.D.C. 2, October 9



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1461 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49C and E-49D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) Section 10E(2)(a)3 of By-law No. 6593 shall not apply;
- (b) a planting strip not less than 3.0 m in width shall be provided and maintained along the easterly lot line;
- (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.



4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1190.

5. Sheets No. E-49C and E-49D of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1190.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this                      day of                      A.D. 1990.

City Clerk

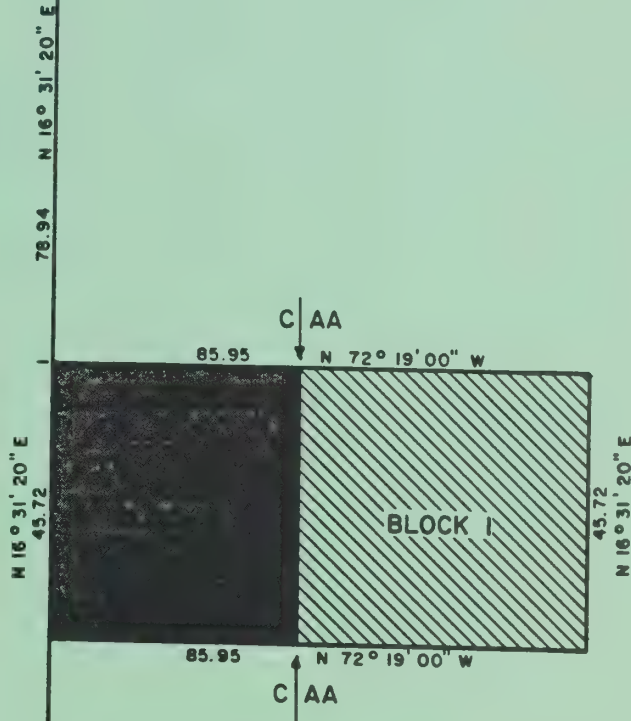
Mayor

(1990) 16 R.P.D.C. 24, September 25  
Malatesta Brothers Construction, Owners  
Amended ZA-90-52



ANNA CAPRI DRIVE

UPPER GAGE AVENUE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-.....  
Passed the ..... day of ....., 1990.

.....  
Clerk

.....  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 90-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to "RT-20"  
(Townhouse - Maisonette) District, Modified.



"C" (Urban Protected Residential, etc.) District to  
"RT-20" (Townhouse - Maisonette) District,  
Modified.

North



Scale  
NOT TO SCALE

Date  
SEPTEMBER, 1990

Reference File No.  
ZA 90-52

Drawn By  
L.B.



**BY-LAW NO. 90 -**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF OCTOBER A.D., 1990.**

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this                      day of                      A.D. 1990

**CITY CLERK**

**MAYOR**



CA4 ON HBL AOS

URBAN/MUNICIPAL

K  
CI

A31  
1990

J.J. SCHATZ  
DEPUTY CITY CLERK



**THE CORPORATION OF THE CITY OF HAMILTON**  
OFFICE OF THE CITY CLERK

2-1 flm  
CITY HALL  
HAMILTON, ONTARIO  
L8N 3T4

TEL: 546-2700  
FAX: 546-2095

**MEETING OF THE COUNCIL**  
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, October 09, 1990**  
**7:30 o'clock p.m.**  
**Council Chambers, City Hall**

URBAN MUNICI AL

OCT 17 1990

GOVERNMENT DOCUMENTS

**A G E N D A**

**1. Opening Prayer**

Reverend Csaba Baksa  
John Calvin Hungarian Presbyterian Church  
121 Birch Street

**2. Presentations**

- (a) Mayor's Award of Merit - John Burns
- (b) Box 43 Association - Gerry Hourigan  
- Albert Cooke  
- Glen Crawford
- (c) Civic Award - Provincial  
Roller Skating Championship - Melissa Hemlow

**3. Proclamation**

Tools for Peace Days  
October 9th to November 15th, 1990 - Mrs. Jessie Kaye  
- Mr. McNie







**4. Minutes**

September 25, 1990

**5. Petitions and Correspondence**

**6. Reports of the Standing Committees**

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (e) Licensing Committee
- (h) Finance and Administration Committee

**7. Notice of Motion from Previous Meeting - Alderman V. Agro**

**8. Notices of Motion for Next Meeting**

**9. First Reading of the Bills**

**10. Second Reading of the Bills - Committee of the Whole**

**11. Third Reading of the Bills**

**12. Question Period**

**13. Adjournment.**







MINUTES







MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, SEPTEMBER 25, 1990  
7.30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Agostino,  
Lombardo, Jackson, Merling, Gallagher, Ross, Murray.

ABSENT: Alderman Copps. (Vacation)

His Worship Mayor Robert M. Morrow called the meeting to order.

Reverend Lloyd Brown, St. Giles United Church, led the Council in prayer.

\* \* \* \* \*

The following presentations were made:

- |     |                            |                                     |
|-----|----------------------------|-------------------------------------|
| (a) | Theatre Aquarius           | - Peter Mandia/Ruth Slater          |
| (b) | 35 Year Service Awards     | - George Archibald<br>- George Korz |
| (c) | Certificate of Recognition | - Angelo DiIanni - Library Board    |

\* \* \* \* \*

His Worship Mayor Robert M. Morrow read the following Proclamations:

- (a) Building Regulations Awareness Week - September 23-29, 1990
- (b) Hamilton and District Extend-A-Family Week - September 16-22, 1990
- (c) Mend A Broken Heart Week - September 24-28, 1990.

\* \* \* \* \*



The Minutes of the meeting of August 28, 1990, and the special meeting of September 10, 1990, were taken as read and approved.

\* \* \* \* \*

The following communications were received:

1. Letter dated September 5, 1990, from Mr. Bernard S. Walters, Second Vice-President, Hamilton Branch, Alliance for the Preservation of English in Canada, re establishment of an English Sub-Committee.

**Referred to the Finance and  
Administration Committee.**

2. Letter dated August 23, 1990, from Pat Crimmins, Community Coordinator/Deputy Clerk, The Regional Municipality of Halton, re Gypsum Waste Recycling.

**Referred to the Transport and  
Environment Committee.**

3. Letter dated August 23, 1990, from Mr. L. J. Mikulich, City Clerk/Director of Administration, The Corporation of the City of Brampton, re Residential Development Freeze.

**Referred to the Planning and  
Development Committee for  
Consideration and Recommendation.**

4. Letter from Mr. Stuart J. Roxborough, PARCIL Manager, re Phase 1 of the PARCIL Project.

**Referred to the Finance and  
Administration Committee.**

5. Application dated August 22, 1990, from Mr. and Mrs. Mike Trikas, 952-4 Concession Street, Hamilton, Ontario, for a change in zoning, property located at 952-954 Concession Street.

**Received.**

6. Application dated August 27, 1990, from 740898 Ontario Inc. (Leroy McCarthy and Elaine McCarthy), 41-45 Cathcart Street, Hamilton, Ontario, for a further modification to the zoning, property located at 41-45 Cathcart Street.

**Received.**



7. Application dated August 28, 1990, from Edgar and Marion Ramsay, 11 Arno Street, Hamilton, Ontario, for a modification to the zoning, property located at 423 East 38th Street.

Received.

8. Application dated September 5, 1990, from Future Homes Construction Limited, P.O. Box 7147, Ancaster, Ontario, for a change in zoning, property located at 22 Kennedy Avenue.

Received.

9. Letter dated September 21, 1990, from Mr. K. E. Avery, City Clerk, advising of objection received to By-law Number 90-181 (Upper Gage Avenue).

Received.

10. Letter dated September 21, 1990, from Mr. K. E. Avery, City Clerk, advising of objection received to By-law Number 90-229 (Upper Sherman Avenue).

Received.

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: That Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting Health Care Services at Chedoke Hospital. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Agostino, Lombardo, Jackson, Merling, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: That His Worship Mayor Robert M. Morrow be authorized and directed to meet with the Premier Elect, and the local M.P.P.'s, to discuss and clarify



the Government's position with respect to the reduction of emergency care services at Chedoke Hospital, with the view to obtaining a commitment to restore Chedoke Hospital to an active full service Hospital, with appropriate emergency care services with doctors, and report back to City Council. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Agostino, Lombardo, Jackson, Merling, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Reports, with Alderman Kiss in the chair.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Agostino, Lombardo, Jackson, Merling, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

\* \* \* \* \*

(A) TRANSPORT AND ENVIRONMENT COMMITTEE - TWELFTH REPORT.

Section 1. Re: Independent Appraisal - Crescent Oil, 136 Cannon Street West.

It was moved by Alderman Drury and seconded by Alderman Hinkley.

RESOLVED: That Section 1 of the Twelfth Report of the Transport and Environment Committee be referred to the Planning and Development Committee with instructions for the Committee to develop a list of "hot spots" of similar problems within the City.

YEAS: Aldermen Cooke, Kiss, Hinkley, Drury, Ross. - 5.

NAYS: Mayor Morrow; Aldermen Agro, McCulloch, Agostino, Lombardo, Jackson, Merling, Gallagher, Murray. - 9.  
CARRIED.

\* \* \* \* \*



**Section 1.                      Re: Independent Appraisal - Crescent Oil, 136  
Cannon Street West.**

It was moved by Alderman Cooke and seconded by Alderman Drury.

**RESOLVED:**That Section 1 of the Twelfth Report of the Transport and Environment Committee be amended by adding the following as Subsection (d):

- (d) That the Director of Property be directed to prepare a comprehensive list of similar "hot spot" sites for consideration by the Transport and Environment Committee. - CARRIED.

\* \* \* \* \*

**Section 14,  
Subsection (q).              Re: Three-Way Stop Control - Intersection of  
Bay Street North and Picton Street.**

It was moved by Alderman Agro and seconded by Alderman McCulloch.

**RESOLVED:**That Subsection (q) of Section 14 of the Twelfth Report of the Transport and Environment Committee be amended by deleting the words "Picton Street West", in the second line, and substituting in lieu thereof the words "Macaulay Street West." - CARRIED.

\* \* \* \* \*

**Section 14,  
Sub-Clauses  
(i) and (iii)  
of Subsection (r).      Re: Parking Permit Policy.**

It was moved by Alderman Merling and seconded by Alderman Gallagher.

**RESOLVED:**That Sub-Clauses (i) and (iii) of Subsection (r) of Section 14 of the Twelfth Report of the Transport and Environment Committee be referred back. - CARRIED.

\* \* \* \* \*



(B) PLANNING AND DEVELOPMENT COMMITTEE - SIXTEENTH REPORT.

**Section 11. Re: Provincial/Municipal Housing Agreement.**

It was moved by Alderman Hinkley and seconded by Alderman Drury.

**RESOLVED:** That Section 11 of the Sixteenth Report of the Planning and Development Committee be amended by:

- (a) Deleting the word "NOT" as it appears throughout Section 11 in a bold and high-lighted type; and
- (b) By adding the following as Subsection (g):
  - (g) That the Mayor be directed to send a covering letter with the signed Provincial/Municipal Housing Agreement to the Minister of Housing clarifying the City's position on Intensification. This letter should indicate that the citizens of Hamilton have a concern over the conversion of single-family housing into duplexes and triplexes, particularly in established neighbourhoods. It should also indicate that the City is studying the issue and several public meetings have been held and more are contemplated.

The City's official position on Intensification will then be submitted to the Province, but not until the democratic process presently underway in Hamilton is completed. - **CARRIED.**

\* \* \* \* \*

**Section 12,**  
**Subsection (a). Re: Transfer of Duties and Responsibilities of**  
**the Department of Community Development.**

**Recorded Vote.**

**YEAS:** Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley, Drury, Lombardo, Merling, Ross. - 8.

**NAYS:** Alderman Jackson. - 1. **CARRIED.**



Section 27,  
Subsection (a).

Re: Amended Zoning Application for Property  
Located at 1451, 1459, 1465 and 1469 Upper  
James Street.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Drury,  
Agostino, Lombardo, Jackson, Merling, Gallagher, Ross,  
Murray. - 12.

NAYS: Alderman Hinkley. - 1. CARRIED.

\* \* \* \* \*

Section 28.

Re: Proposed Plan - North-East Section of  
Gourley Neighbourhood.

Recorded Vote.

YEAS: Mayor Morrow; Alderman Kiss, Agro, McCulloch,  
Hinkley, Drury, Agostino, Lombardo, Jackson, Merling,  
Gallagher, Ross. - 12.

NAYS: Alderman Murray. - 1. CARRIED.

\* \* \* \* \*

(H) FINANCE AND ADMINISTRATION COMMITTEE - TWENTY-SECOND  
REPORT.

Section 21.

Re: Awarding of Contract - "User Fee" Study.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley,  
Jackson, Ross. - 6.

NAYS: Aldermen Kiss, Agro, Drury, Agostino, Lombardo,  
Merling, Murray. - 7. LOST.

\* \* \* \* \*



Section 23. Re: Memorial Plaque - "End the Violence" in  
Memory of Women Murdered in Montreal  
December 6, 1989.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,  
Hinkley, Drury, Agortino, Lombardo, Jackson. - 10.

NAYS: Aldermen Ross, Murray. - 1. CARRIED.

\* \* \* \* \*

Section 24. Re: Official Delegation and Exchanges with  
Ma'anshan, People's Republic of China.

Recorded Vote.

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Hinkley,  
Lombardo, Jackson, Ross, Murray. - 8.

NAYS: Aldermen Cooke, Kiss, Drury, Agostino. - 4.  
CARRIED.

\* \* \* \* \*

Section 28. Re: Rooftop Advertising on Taxi Cabs.

It was moved by Alderman Cooke and seconded by Alderman Ross.

RESOLVED: That Section 28 of the Twenty-Second Report of the  
Finance and Administration Committee be referred back.  
CARRIED.

\* \* \* \* \*

( ) NOMINATING COMMITTEE - FIFTH REPORT.

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: That Alderman V. J. Agro be appointed Acting Mayor for the month of October, 1990. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: that the Report of the Committee of the Whole on the above Reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Agostino, Lombardo, Jackson, Ross, Murray. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

#### NOTICE OF MOTION

Alderman V. J. Agro gave notice that he would move the following Notice of Motion at the next regular meeting of City Council.

WHEREAS the south side of King Street East has not been successful as a pedestrian mall, and

WHEREAS the merchants on that side of the street have suffered financially because all vehicular traffic is prohibited from 11.00 a.m. to 6.00 p.m., and

WHEREAS the merchants themselves on the south leg have made this request,

BE IT RESOLVED that the prohibition be removed to allow one lane of traffic and some restricted loading zones to allow pick-up and drop-offs similar to the privilege recently granted the taxi cabs, and that the present bus depots be not interfered with; and

FURTHERMORE, that this be done on a trial basis for four (4) months.

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: That the following Bills be now read a first time:

A-121, A-122, A-123, A-124, A-125, A-126,  
B-103, B-104,  
C-130, C-131, C-132, C-133, C-134, C-135, C-136, C-137, C-138,  
H-107, H-108, H-109.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Agostino,  
Lombardo, Jackson, Ross. - 10.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke, seconded by Alderman Agro, and carried, that Council  
move into Committee of the Whole (second reading) to consider the following Bills, with  
Alderman Kiss in the chair.

A-121, A-122, A-123, A-124, A-125, A-126,  
B-103, B-104,  
C-130, C-131, C-132, C-133, C-134, C-135, C-136, C-137, C-138,  
H-107, H-108, H-109.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Agostino,  
Lombardo, Jackson, Ross. - 10.

NAYS: 0 - CARRIED.

\* \* \* \* \*

Consideration of the Bills (second reading).

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bills,  
be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Agostino,  
Lombardo, Jackson, Ross. - 10.

NAYS: 0 - CARRIED.



It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED:that the following Bills be now read a third time:

A-121, A-122, A-123,A-124, A-125, A-126,  
B-103, B-104,  
C-130, C-131, C-132, C-133, C-134, C-135, C-136, C-137, C-138,  
H-107, H-108, H-109.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Agostino,  
Lombardo, Jackson, Ross. - 10.

NAYS: 0 - CARRIED.

\* \* \* \* \*

Recorded vote to adjourn at 10.45 o'clock, p.m.

YEAS: Aldermen Cooke, Kiss, Agro, Drury, Agostino, Lombardo, Jackson,  
Ross. - 8.

NAYS: Alderman Hinkley. - 1. CARRIED.

\* \* \* \* \*







CORRESPONDENCE







### Correspondence

1. Application dated October 4, 1990, from Britannia Decorating and Painting Limited, 179 Stone Church Road West, for a change in zoning, property located at 179 Stone Church Road West.

**Recommendation.**

**Be Received.**

2. Application dated October 4, 1990, from Frederick and Gwynette Seymour, 60 West Avenue South, Hamilton, Ontario, for a modification to the zoning, property located at 70 West Avenue South, dated October 4, 1990.

**Recommendation.**

**Be Received.**















10/09/90

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **THIRTEENTH** Report for 1990 and respectfully recommends:

1. (a) That the City approve the installation by the Subdivider, Cochren Construction Company Ltd., of a catch basin on the road allowance of Cherryridge Close, near the northwest corner of Lot 5, Plan 62M-494, municipally known as 142 Cherryridge Close, such catch basin to be connected to the adjacent storm sewer. Such approval being subject to the usual application and permit process for projects of this type.
- (b) That the Subdivider, Cochren Construction Company Ltd., be required to comply with the intent of the grading plan by constructing the necessary swale, in accordance with the recommendations of the Subdivider's Engineer, along the boundary of Lots 4 and 5, Plan 62M-494, directed toward the catch basin to be installed on the road allowance.
2. (a) That the Commissioner of Engineering be directed to prepare a By-law for the Stopping up, closing and sale of the portion of Eleanor Avenue from north of the 120 foot limit of Rymal Road East to Alma Avenue.
- (b) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law, pursuant to Section 301 of the Municipal Act, R.S.O. 1980.
- (c) That the Director of Property be directed to proceed with the disposition of the said lands to the abutting owners.
- (d) That the Commissioner of Engineering register a reference plan under the Registry Act, to delineate the manner in which the closed road is to be distributed to the abutting owners.
- (e) That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act; and
- (f) That the City Solicitor make application to the Ministry of Housing under Section 298 (11) of the Municipal Act for approval of the By-law.



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3. That the local Approvals Branch of the Ministry of the Environment (M.O.E.) be informed that:
  - (a) The City of Hamilton concurs with the Ministry's opinion that the Philip Environmental Corporation proposal does not require a hearing by the Environmental Assessment Board;
  - (b) The City of Hamilton does not object to the proponent developing and establishing a solid waste processing facility provided that the proposed activities comply fully with all City and Regional By-laws and regulations normally associated with the type of activities being proposed.
4. That the local Approvals Branch of the Ministry of the Environment (M.O.E.) be informed that:
  - (a) The City of Hamilton has no objection to Hotz and Sons Company Inc. establishing a transfer station for asbestos waste at 30 Landsdowne Avenue in Hamilton provided that all environmental safeguards are implemented to the satisfaction of the Ministry and that all applicable City of Hamilton and Regional By-laws are complied with fully.
  - (b) The City of Hamilton concurs with the MOE position that a hearing by the Environmental Assessment Board is not required.
5. That the local Approvals Branch of the Ministry of the Environment (M.O.E.) be informed that:
  - (a) The City of Hamilton has no objection to Hamilton-Wentworth Third Sector Employment Enterprises receiving a Certificate of Approval from the MOE for the continued operation of their resource recovery operation at 77 Niagara Street in Hamilton provided that all environmental safeguards are implemented to the satisfaction of the Ministry and that all applicable City of Hamilton and Regional By-laws are complied with fully;
  - (b) The City of Hamilton concurs with the MOE position that a hearing by the Environmental Assessment Board is not required.



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6.
  - (a) That Item 26 (b) of the 16th Report of the Transport and Environment Committee adopted by City Council on September 30, 1986 for closure of the alleyway on the north side of King Street between Wellington and West Avenue be rescinded in its entirety due to objections received to the proposed alley closing.
  - (b) That Item 4 of the 5th Report of the Transport and Environment Committee adopted by City Council on March 8, 1988 for the sale of the east portion of the said alley to be closed to Trillium Funeral Services Corporation for the total amount of \$17 690 be rescinded in its entirety, and
  - (c) That the City Solicitor be authorized and directed to refund the deposit in the amount of \$1 800 received from the purchaser as this alley sale is being cancelled due to objections received to the proposed alley closing. This refund is to be charged to Account No. CH 4X501 00102 (Sale of Land, Property Purchases).
7.
  - (a) That an expansion of the appropriation for tree planting by \$10 000 from \$92 200 to \$102 200 be considered during the 1991 Current Budget deliberations to respond to the citizens' requests and increase the number of trees being planted annually from 920 to 1020 by the City along municipal road allowances.
  - (b) That both School Boards be requested to create an activity within their respective budgets to provide for trees on school board properties and to respond to teachers' requests for trees to be supplied, planted and maintained.
8. That the application of the Hamilton Harriers (RR #1 Canfield, Ontario, N0A 1C0) to temporarily close Jackson Street between James Street South and Hughson Street South on Sunday, October 28, 1990 from 9:30 a.m. to 12:30 p.m. to hold a road race, subject to the following conditions:
  - (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Policy Department, and at the expense of the organizing group;
  - (b) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, if deemed appropriate on the affected roadways, at the expense of the organizing group;



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- (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the road, at no cost to the City;
  - (d) That the applicant provide proof of \$2 000 000 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
  - (g) That all property owners and tenants along the closed portion of the street be notified of the event by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering be approved.
9. That the action of the Commissioner of Engineering be confirmed in authorizing the application of Douglas Srigley to temporarily close Mount Pleasant Drive between Pearson Drive and Templemead Drive on Saturday, September 15, 1990 from 6:00 p.m. to 11:00 p.m. to hold a street dance subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Policy Department, and at the expense of the organizing group;
  - (b) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, if deemed appropriate on the affected roadways, at the expense of the organizing group;
  - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the road, at no cost to the City;
  - (d) That the applicant provide proof of \$2 000 000 public liability insurance, naming the City as an insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;



- (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (f) That no property owner or resident within the barricaded area be denied access to their property if requested;
  - (g) That all property owners and tenants along the closed portion of the street be notified of the event by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering be approved.
10. (a) That an increase in cost of \$20 000, from \$120 225 to \$140 225, be provided for the construction of independent concrete sidewalks on Upper Paradise Road between Stone Church Road and Langer Avenue;
- (b) That the Finance and Administration Committee be requested to recommend the amount and source of funds to be provided for the increase in cost of this Capital Project.
11. That the action of the Commissioner of Engineering be confirmed in authorizing the application of the 'Canadian Dairy Cycling Challenge' to display a promotional banner across Main Street West in front of City Hall, from Thursday, September 27, to Saturday, September 29, 1990 with the following message:

#### START/FINISH CANADIAN CYCLING CHALLENGE

12. That approval be given to establish an extension to Annabelle Street by By-law and that staff be directed to take the required steps to implement the extension.
13. That the local Approvals Branch of the Ministry of the Environment (MOE) be informed that:
- (a) The City of Hamilton has no objection to PFM Canada Inc. carrying out PCB decontamination of 6 314 litres of PCB contaminated transformer oil for Landlaw Waste Systems at 470 Kenora Avenue North in Hamilton provided that all environmental safeguards are implemented to the satisfaction of the Ministry and that all applicable City of Hamilton and Regional By-laws are complied with fully;



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- (b) No specific City of Hamilton or Regional permits are required for the work proposed by PPM Canada Inc.;
  - (c) The 30 day notification period that is normally required after a Certificate of Approval is issued be waived so that the proposed work can be carried out as scheduled.
- 14.
- (a) That the request from the Ministry of Transportation of Ontario for Noise By-law 79-292 Exemption be granted to the Ministry of Transportation of Ontario.
  - (b) That the Noise Control Officer for the City of Hamilton in conjunction with the Ministry of Transportation of Ontario, monitor and investigate all noise complaints that arise.
- 15.
- (a) That the Noise Control Officer together with an off duty police officer and cruiser respond to all noise complaints in connection with McMaster University Homecoming Weekend, October 18, 19 and 20, 1990 at a cost of approximately \$1 000.
  - (b) That the Finance and Administration Committee recommend the method of financing this operation.
- 16.
- (a) That the Rosedale, Bartonville and Glenview West Neighbourhoods be designated as Neighbourhood Watch Areas; and
  - (b) That the Neighbourhood Watch signs for the Rosedale, Bartonville and Glenview West Neighbourhoods be erected and maintained by the City Traffic Department as long as these neighbourhoods maintain an active Neighbourhood Watch Program as determined by the Regional Police Department; and
  - (c) That the necessary funds be charged to Account No. 0345-0560 (Neighbourhood Watch Program).
17. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first three eligible applicants residing at No. 131 Robinson Street.



18. That the City Traffic By-law No. 89-72 be amended to provide the following:
  - (a)
    - i. That a "Permit Parking" regulation be implemented on both sides of Colbourne Street between Park Street and Bay Street; and
    - ii. That the Director of Traffic Services be authorized to issue, upon request, one parking permit to each of the first 23 eligible applicants residing on Colbourne Street, on a first come, first served basis.
  - (b) That a "No Stopping, Wheelchair Loading" regulation be implemented on the west side of Caroline Street North commencing at a point 116 feet south of York Boulevard and extending to a point 40 feet southerly therefrom; and
  - (c)
    - i. That the existing "One Hour Time Limit" regulation on the south side of Monterey Avenue between Province Street South and Park Row South be replaced with a "Permit Parking" regulation; and
    - ii. That the Director of Traffic Services be authorized to initially issue one parking permit to the eligible applicants residing at No. 142 Province Street South and 157 Park Row South and two parking permits each to eligible applicants residing in No. 132 Province Street South and 161 Park Row South; and
    - iii. That in the future, if parking permits are available, the Director of Traffic Services be authorized to redistribute parking permits to other eligible applicants residing in the block, on a first come first served basis, provided that the maximum of eight permits is not exceeded.
  - (d)
    - i. That the existing "One Hour Parking Time Limit, 9:00 a.m. to 8:00 p.m., Monday to Friday" regulation on the west side of Columbia Drive which commences at Delmar Drive and extends to a point 52 feet south of the north end, be replaced with a "No Parking" regulation; and
    - ii. That a "No Parking" regulation be implemented on the north side of Delmar Drive commencing at Columbia Drive and extending to a point 133 feet westerly therefrom.
  - (e)
    - i. That a "No Stopping" regulation be implemented on the east side of Tragina Avenue North commencing at a point 264 feet north of Britannia Avenue and extending to a point 81 feet northerly therefrom; and



- ii. That a "No Stopping" regulation be implemented on the west side of Tragina Avenue North commencing at a point 262 feet north of Britannia Avenue extending to a point 61 feet northerly therefrom.
- (f)
  - i. That the existing parking meters located on the south side of Myler Street between Sanford Avenue North and Westinghouse Avenue be removed and replaced with unrestricted parking; and
  - ii. That the existing parking meters located on the east side of Westinghouse Avenue between Myler Street and Barton Street East be removed and replaced with unrestricted parking.
- (g) That a "No Stopping" corner clearance be implemented on the south side of Maplewood Avenue commencing at Cedar Avenue and extending to a point 39 feet westerly therefrom.
- (h) That the existing school bus loading zone on the north side of Limeridge Road East which commences at a point 21 feet west of the curb line of Leggett Crescent and extends to a point 40 feet westerly be extended such that regulation commences 21 feet west of the east curb line of Leggett Crescent and extends to a point 125 feet westerly therefrom.
- (i) That eastbound traffic on Pemberton Avenue be required to stop for northbound and southbound traffic on East 42nd Street.
- (j) That three-way stop control be implemented at the intersection of Acadia Drive and Ridgemount Drive.
- (k) That a four-way stop control be implemented at the intersection of South Bend Road West and West 2nd Street.
- (l) That a four-way stop control be implemented at the intersection of Bendamere Avenue and West 33rd Street.
- (m) That "No Stopping" be deleted at the south side of Inverness Avenue from 30 feet east of Upper Wellington Street to 30 feet west of East 11th Street and replaced with "No Parking".



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19. That leave be granted to introduce the following Bills:

(a) Bill A-127 A By-law to Amend By-law 89-72 to Regulate Traffic

(b) Bill A-128 A By-law to Amend By-law 89-72 to Regulate Traffic.

**RESPECTFULLY SUBMITTED,**

**Tina Agnello,  
Secretary**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

1990 October 01















## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **EIGHTEENTH** Report for 1990 and respectfully recommends:

1. (a) That approval be given to enter into a Lease Agreement with Mr. Alex Centurami and Mrs. Giuseppina Centurami, for a parcel of City owned land located at the rear of Municipal No. 108 Montmorency Drive. The land, containing 118.5 square metres (1,275 square feet), more or less, is being leased for the sum of \$1 plus taxes and is to be used for landscaping purposes only. The lease is to commence on the first day of the Month following City Council's approval.
- (b) That the Mayor and City Clerk be authorized to execute this Lease Agreement.
2. (a) That the Director of Culture and Recreation be authorized to prepare a letter of agreement with the local Tim Horton's Donut Franchise owners to replace the score clocks at Hamilton Municipal Arenas.
- (b) That the City Solicitor be authorized to prepare such a letter of agreement.
- NOTE:** The agreement will include permission for the advertisement panel to indicate the support provided by Tim Horton's.
3. (a) That Item 7 of the 7th Report of the Parks and Recreation Committee, adopted by City Council on 1989 March 14, establishing a Roxborough Senior Citizen Centre be amended to reflect the correct name of the Centre, "The Roxborough Centre - Senior Citizen's Centre", 785 Britannia Avenue, Hamilton, Ontario, L8H 2B6.
- (b) That the City Solicitor be authorized to repeal and replace By-law No. 89-267 to reflect the correct name of the Centre, "The Roxborough Centre - Senior Citizens Centre", (785 Britannia Avenue, Hamilton, Ontario, L8H 2B6).



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4. (a) That the Corporation of the City of Hamilton sponsor a civic luncheon and a hospitality program at the Ontario Recreation Society Conference being held in Hamilton at the Convention Centre in February 1991 with costs not to exceed \$4 000.
- (b) That the Finance and Administration Committee be requested to recommend the method of financing this expenditure.
5. That a position of Communications Co-ordinator be approved within the existing staff compliment of the Department of Culture and Recreation, subject to classification by the Commissioner of Human Resources.

**NOTE:** Funding for the position will be within the operating Budget of the Department.

**RESPECTFULLY SUBMITTED,**

Lynn Dale,  
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE**

**1990 October 02**











## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SEVENTEENTH** Report for 1990 and respectfully recommends:

1. That the Building Commissioner be authorized to issue demolition permits for the following properties:
  - (a) 2553 Barton Street East
  - (b) 373 Sherman Avenue North
  - (c) 780 Main Street East
  
2.
  - (a) That the City Solicitor be directed to prepare a by-law to remove part-lot control from Lots 1 to 30, 53 to 67, 69 to 138 inclusive, and Block "140" of Registered Plan 62M-639, for presentation to City Council
  - (b) That the by-law take effect on the date of approval by the Regional Municipality of Hamilton-Wentworth; and,
  - (c) That the by-law continue in force for a term not to exceed 1 year from the date of its registration.
  - (d) That the Region be requested to approve the by-law removing part-lot control on the above-noted Lots 1 to 30, 53 to 67, 69 to 138 inclusive, and Block "140" of Registered Plan 62M-639.
  - (e) That upon the fulfilment of the above conditions, and within 1 year of registration of the by-law, the City Solicitor prepare a repealing by-law to reinstate part-lot control on the subject property, for presentation to City Council.

NOTE: The lands are located south of Rymal Road East and east of Upper Gage Avenue in the Broughton East Neighbourhood, City of Hamilton. The lands are part of Lillian Heights, a plan of subdivision which was registered in part as R.P. M-639.



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3. (a) That a Heritage Conservation District Study and Plan for the area of Durand South which includes Markland Street (James Street South to Bay Street South), Chilton Place, and MacNab Street South (between Charlton Avenue West and Markland Street) be undertaken; and
- (b) That the Planning Department be directed to submit an application to the Ministry of Culture and Communication for a Heritage Conservation District Study; and,
- (c) That the Solicitor's Department be directed to prepare a by-law defining Durand South (Markland Street area) as an area to be examined for future designation as a heritage conservation district.

NOTE: A petition was submitted by the property owners to the Planning Department with 26 signatures requesting the Heritage Conservation District Study and Plan.

4. (a) That approval be given to the "Intent to Designate" the house at 988 Concession Street (originally known as Inkermann Cottage) as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation attached herewith and marked as Appendix "A"; and,
- (b) That the City Solicitor be authorized and directed to take the appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

NOTE: Designation of this property is at the request of the current owners.

5. (a) That approval be given to the "Intent to Designate" the house at 74 Charlton Avenue East as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation attached herewith and marked as Appendix "B"; and,
- (b) That the City Solicitor be authorized and directed to take the appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

NOTE: The lawyer for the St. Elizabeth Home Society has advised LACAC that his client has consented to designation.



6. That amended Zoning Application 90-57, A Robertson, applicant, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations, to permit only those facilities in existence as of 1990 June 6, for property located at 25 Hester Steet, as shown on the attached map marked as appendix "C", be **DENIED** for the following reasons:
- (a) The Mountain Arena site is in an established urban area and currently provides recreational facilities to the West mountain area of the City. It is intended to provide active recreational facilities. In this respect, limiting the types of permitted uses is inappropriate given the nature, current functions, and intended use of the Mountain Arena site;
  - (b) The Zoning Application was submitted without the owner's (City) consent. Approval of a zoning application submitted by a person or persons for another landowner's property is an attempt to affect the proprietary rights of the owner of the land in question by altering the uses permitted as-of-right in the City's General Zoning By-law. In this regard, such a rezoning would impose a hardship on the lands in question and unreasonably affect the owner's use of such land.
  - (c) Approval of the application would set an undesirable precedent in that any person could attempt to limit the use of City owned land simply by bringing forth an application for rezoning which may or may not be in the City's interests.
  - (d) The application is premature until a Parks Master Plan and an associated review of zoning for parks and recreational facilities is undertaken by the City.
7. (A) That Zoning Application 90-08, Greg McMillan and Bob Frame, owners, requesting a modification of the established "H" (Community Shopping and Commercial, etc.) District regulations for property at 610 and 612 King Street East, as shown on the attached map marked as appendix "D", be **DENIED** for the following reasons:
- (a) It represents an overintensification of use, in that the proposed dwelling units could not satisfy the basic requirements for conversion in the Zoning By-law which requires a minimum floor area of 65 m<sup>2</sup> for all dwelling units whereas the average minimum floor area proposed would be only 43.66 m<sup>2</sup> for the new units.



- (b) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law and change the character of the area.
- (B) That approval be given to an amended Zoning Application 90-08, Greg McMillan and Bob Frame, owners, requesting a modification of the established "H" (Community Shopping and Commercial, etc.) District regulations for property at 610 and 612 King Street East, as shown on the attached map marked as appendix "D", on the following basis:
- (a) That the "H" (Community Shopping and Commercial, etc.) District regulations, as contained in Section 14 of Zoning By-law No. 6593, applicable to the subject lands be modified to include the following variances as special requirements:
    - (i) that notwithstanding Section 14 of the Zoning By-law, a multiple dwelling containing a maximum of 12 dwelling units, shall be permitted within the existing building;
    - (ii) that the 2 dwelling units located within the basement of the existing building shall have a minimum floor area of 65 m<sup>2</sup>;
    - (iii) that notwithstanding Section 18A Table 1(g), a minimum of 12 parking spaces shall be provided and maintained on the lot;
    - (iv) that Section 18A(1)(c) and (24)(b)(i) shall not apply to the multiple dwelling existing at the date of passage of this By-law;
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1194 and that the subject lands on Zoning District Map E-13 be notated S-1194,
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-13 for presentation to City Council.
  - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



- (e) That By-law No. 79-275, as amended by By-law 87-233, establishing Site Plan Control, be amended by adding the subject lands to Schedule "A"
- (f) That the amending By-law not be forwarded for passage by City Council until such time as the applicant applies for and receives site plan approval.

NOTE: The purpose of the By-law is to provide for modification to the established "H" (Community Shopping and Commercial, etc.) District Regulations for property located at 610 and 612 King Street East.

The effect of the By-law is to permit a multiple dwelling containing a maximum of 12 apartment units.

In addition, the By-law provides for the following variances as special requirements:

- (a) to require a minimum floor area of 65 m<sup>2</sup> for the 2 apartment units established in the basement;
- (b) to require a minimum of 12 parking spaces to be provided and maintained on the lot;
- (c) to exempt the development from requiring one small loading space; and,
- (d) to exempt the development from requiring an access driveway of a width of 5.5 m.

8. That approval be given to Subdivision Application 25T-90001, 880640 Ontario Inc., c/o T. DiSilvestro, owner, to establish a draft plan of subdivision on the west side of Garth Street north of Rymal Road West, subject to the following conditions:

- (a) That approval apply to the plan prepared by Urbex Management Ltd., dated 1990 June 14, revised to show 130 lots, 4 blocks (Blocks "131" to "134") for development with adjacent land, 2 blocks (Blocks "136" and "137") as road widenings and daylight triangle, Block "135" for multiple housing (Townhouses), Block "130" as part of a road and Block "139" as a 0.3m reserve.



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- (b) That the street, the daylight triangles and the road widenings be dedicated to the City of Hamilton as public highways on the final plan.
- (c) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (d) That the final plan conform to the zoning by-law approved under The Planning Act.
- (e) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (f) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block on the final plan.
- (g) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the final plan to the City of Hamilton for park purposes.
- (h) That the owner dedicate sufficient lands to the City of Hamilton to establish the property line at 18.29m from the centreline of the original Garth Street road allowance.
- (i) That the owner dedicate sufficient lands to the City of Hamilton to establish a 12.19m x 12.19m daylight triangle between the widened limit of Garth Street and Claudette Gate.
- (j) That access to Lots 13 and 90 is to be from the internal streets only and not Garth Street. The width of Lot 13 must be great enough to allow a 3.0m to 4.0m wide access along the west limit of the lot, outside of the daylight triangle.
- (k) That the owner establish the road allowance for Claudette Gate at 26.21m from the widened limit of Garth Street for a distance of 90.0m and the road allowance of Street "A" from the 90.0m point to Lot 28 is to be established at 20.117m.
- (l) That the owner eliminate the "back to back" curves on Street "A" and realign the street so that there are symmetrical road widenings on each side of the road to allow Street "A" to align centreline to centreline with Claudette Gate.
- (m) That Street "B" align centreline to centreline with Roland Drive on Plan M-131 and be established with a width of 20.117m (66 feet).



- (n) That the owner dedicate sufficient lands to the City of Hamilton to establish 2.0m x 2.0m daylight triangles on Lots 28 and 116.
- (o) That the owner dedicate Block "130" to the City of Hamilton as a public roadway on the final plan.
- (p) That the cul-de-sac bulbs be established with a 15.0m radius with a 9.0m radius transition into and out of the cul-de-sac bulbs.
- (q) That Lots 127, 128 and 129 be arranged in a "Pie Shaped" manner to conform to the Neighbourhood Plan and the 20.117m bend in the road pattern that is to be established in the "Rymal Estates" (25T-83017) final plan of subdivision.
- (r) That driveways on Lots 13, 14 and 15 be located at the extreme west side of each lot.
- (s) That all lots and blocks on the plan not be registered until the municipal services are available to service the subject lands.
- (t) That the owner shall erect a sign in accordance with Section XI of the subsequent subdivision agreement prior to the issuance of a final release by the City of Hamilton.
- (u) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (v) That the subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (25T-90001), 8000640 Ontario Inc., c/o T. DiSilvestro, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.



9. That approval be given to amended Zoning Application 90-09, 880064 Ontario Inc. (A. DiSilvestro), owner, for a change in zoning from "AA" (Agricultural) District to "C" - "H" (Urban Protected Residential, etc.) Holding District for Blocks "1", "2", and "3", from "AA" (Agricultural) District to "R-4" - "H" (Small Lot Single-Family Detached) Holding District for Block "4", from "AA" (Agricultural) District to "RT-20" - "H" (Townhouse - Maisonette) Holding District for Block "5", from "B-2" (Suburban Residential) District to "C" - "H" (Urban Protected Residential, etc.) Holding District for Block "6" and from "AA" (Agricultural) District to "C" - "H" (Urban Protected Residential, etc.) Holding District modified for Block "7", to permit future development of the subject lands for single-family homes (Blocks "1", "2", "3", "6", and "7"), small lot single-family detached homes (Block "4"), and townhouses or maisonettes (Block "5"), for property located at 480 Rymal Road West, as shown on the attached map marked as appendix "E", on the following basis:
- (a) That the amending By-law apply the holding provisions of Section 35(1) of the Planning Act, R.S.O., to the subject lands, by introducing the holding symbol "H" as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until municipal sewers are available. Removal of the holding restriction shall be conditional upon the availability of all such municipal sewers serving the subject lands as the City deems necessary and passage of an amending By-law. City Council may remove the "H" symbol, and thereby give effect to the "C", "R-4", and "RT-20" District provisions as stipulated in this By-law by enactment of an amending By-law once municipal sewers are available.
  - (b) That Blocks "1", "2", "3", and "7" be rezoned from "AA" (Agricultural) District to "C" - "H" (Urban Protected Residential, etc.) Holding District;
  - (c) That Block "4" be rezoned from "AA" (Agricultural) District to "R-4" - "H" (Small Lot Single-Family Detached) Holding District;
  - (d) That Block "5" be rezoned from "AA" (Agricultural) District to "RT-20" - "H" (Townhouse-Maisonette) Holding District;
  - (e) That Block "6" be rezoned from "B-2" (Suburban Residential) District to "C" - "H" (Urban Protected Residential, etc.) Holding District;
  - (f) That the "C" (Urban Protected Residential, etc.) District regulations, as contained in Section 9 of Zoning By-law No. 6593, applicable to Block "7", be modified to include the following variance as a special provision:



- (i) That notwithstanding Section 9(4), a minimum lot width of 10 m and a minimum lot of area of 300 m<sup>2</sup> shall be permitted for the lot located at the northwest corner of Claudette Gate and Roland Road;
- (g) That the "RT-20" (Townhouse-Maisonette) District regulations, as contained in Section 10E of Zoning By-Law No. 6593, applicable to Block "5", be modified to include the following variances as special requirements:
  - (i) That Section 10E(2)(a)3 shall not apply;
  - (ii) That a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height be provided and maintained along the northerly and westerly boundaries of Block "5".
- (h) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1195, and that the subject lands on Zoning District Map W-27D be notated S-1195;
- (i) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-27D for presentation to City Council;
- (j) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
- (k) That the Falkirk East Neighbourhood Plan be amended by redesignating Block "5" from "single and double residential" to "attached housing".

NOTE: The amending By-law establishes the holding provisions of Section 35(1) of the Planning Act, R.S.O., on the subject lands, by introducing the holding symbol "H" as a suffix to the proposed Zoning Districts. The holding provision will prohibit the development of the subject lands until municipal sewers are available. Removal of the holding restriction shall be conditional upon the availability of all such municipal sewers as the City deems necessary and the passage of an amending By-law by the City Council to remove the "H" symbol, and thereby give effect to the "C", "R-4", and "RT-20" District provisions as stipulated in the amending By-law outlined below.

The purpose of the By-law is to provide for the following changes in zoning for property at 480 Rymal Road West.



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- (a) Blocks 1, 2 and 3 - Change from "AA" (Agricultural) District to "C" - "H" (Urban Protected Residential, etc.) Holding District;
- (b) Block 4 - Change from "AA" (Agricultural) District to "R-4" - "H" (Small Lot Single-Family Detached) Holding District;
- (c) Block 5 - Change from "AA" (Agricultural) District to "RT-20" - "H" (Townhouse-Maisonette) Holding District;
- (d) Block 6 - Change from "B-2" (Suburban Residential) District to "C" - "H" (Urban Protected Residential, etc.) Holding District.
- (e) Block 7 - Change from "AA" (Agricultural) District to "C" - "H" (Urban Protected Residential, etc.) Holding District, modified;

The effect of the By-law is to permit future development of the lands in the following manner:

- (a) Blocks 1, 2, 3, 6, and 7 - single-family homes;
- (b) Block 4 - small lot single-family detached homes;
- (c) Block 5 - townhouses or maisonettes.

In addition, the By-law provides for the following variances as special requirements:

- (a) - no street townhouses shall be permitted on Block "5";
- (b) - a visual barrier of not less than 1.2<sup>m</sup> in height and not more than 2.0m in height shall be provided and maintained along the northerly and westerly boundaries of Block "5"; and
- (c) - that the lot comprising Block "7" shall have a minimum width of 10.0 m whereas 12.0m is required and a minimum lot area of 300 m<sup>2</sup> whereas 360m<sup>2</sup> is required.



10. That Zoning Application 90-56, P. Mancini, P. and J. Zourntos, P. Hatzoglou and A. Tuite, owners, requesting a further modification to the established "G-4" (Designed Neighbourhood Shopping Area) District regulations and an Official Plan Amendment to permit a maximum of three (3) restaurant uses within the shopping plaza, located at 30 Rymal Road East, as shown on the attached plan marked as appendix "F", be **DENIED** for the following reasons:
- (a) It conflicts with the intent of both the Official Plan and the proposed Allison Neighbourhood Plan.
  - (b) It conflicts with established policy of the Planning and Development Committee and City Council not to support high traffic generating type uses on this site, and the applicant has not submitted any additional or new information to justify changes to the established policy.
  - (c) It represents an over intensification of land use in that 60% of the plaza would be devoted to restaurant uses (2 or 3 separate restaurants). If the number of parking spaces required was calculated using the restaurant requirement instead of the Shopping Centre ratio, the proposal would need approximately 90 spaces (based on the seating capacity for 544 persons), as opposed to 38 spaces. Eighty-two (82) spaces are provided for the entire site. Accordingly, the proposed restaurant uses will result in spill-over parking and associated traffic movements onto the adjacent residential areas which is undesirable.
  - (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Official Plan and Zoning By-law.
11. That Zoning Application 88-124, R.H.B. Murray and M.A. Murray, owners, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified to permit a real estate office use within a portion of the existing building, for the property located at 694 and 696 Upper James Street, as shown on the attached map marked as appendix "G", be DENIED for the following reasons:
- (a) It is contrary to the Official Plan which designates the property "residential"; and,



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- (b) It is contrary to the Planning and Development Committee's decision respecting the Upper James Land Use Review which is to retain the lands fronting on the west side of Upper James Street between Wembley and South Bend Roads for residential purposes; and,
  - (c) Approval of the application would set a precedent for future similar applications.
- 12. That Zoning Application 90-31, Katherine Murray, owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified to permit commercial uses within the existing building, for the property located at 710 Upper James Street, as shown on the attached map marked as appendix "H", be DENIED for the following reasons:
  - (a) It is contrary to the Official Plan which designates the property "residential"; and,
  - (b) It is contrary to the Planning and Development Committee's decision respecting the Upper James Land Use Review which is to retain the lands fronting on the west side of Upper James Street between Wembley and South Bend Roads for residential purposes; and,
  - (c) Approval of the application would set a precedent for future similar applications.



13. That approval be given to Rental Housing Protection Act Application DE-90-001, Agostino Ammendolia, owner, for demolition of units at 266 - 280 King Street East, on the following basis:

"That the applicant enters into an Agreement to provide the same number of new rental units (17 units), which are similar in rent and location to the existing units. This will include 12 rental apartment units and 5 rooms for lodgers. The Agreement will be registered on title and will be satisfactory to the Director of Local Planning and the City Solicitor".

14. That leave be granted to introduce the following Bills:

- (a) C-139 A By-law to amend Zoning By-law No. 6593 respecting lands located at the rear of municipal Nos. 1334, 1340, 1342 and 1348 Upper Sherman Avenue.
- (b) C-140 A By-law to amend Zoning By-law No. 6593 respecting land located at the rear of municipal No. 140 Oak Avenue.
- (c) C-141 A By-law to establish Site Plan Control respecting lands located in the Central Area (lands bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue).
- (d) C-142 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal No. 79 Rymal Road West.
- (e) C-143 A By-law to remove part of "Lillian Heights - Phase 2" registered plan of Subdivision from part-lot control.



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- (f) C-144      A By-law to amend Zoning By-law No. 6593 respecting land located at municipal No. 1461 Upper Gage Avenue.

Respectfully submitted, .

**ALDERMAN F. LOMBARDO, CHAIRMAN  
PLANNING AND DEVELOPMENT  
COMMITTEE**

**Susan K. Reeder  
Secretary  
1990 October 3rd**



## REASONS FOR DESIGNATION

### Kerr House, 988 Concession Street

#### Context

Built around 1855 for John William Kerr, the 1 1/2 storey stuccoed house at 988 Concession Street on the East Mountain stands overlooking the escarpment at the eastern end of Mountain Drive Park, a triangular park extending from Mountain Park Avenue to the point where Concession Street turns into the Mountain Brow Boulevard. Set well back from the roadway on a large lot amidst well-treed and attractively landscaped grounds, the Kerr house now forms part of a residential area developed largely in the 1950s.

The house originally stood at the north-east corner of Kerr's extensive property, whose frontage extended from Upper Sherman along the "Mountain Top Road" to its eastern terminus. Here, at what became known as Kerr's Point, John Kerr built a road half-way down the escarpment to join the one built by Daniel Flock from his farm to the east down the Mountain to Ottawa Street.

#### Historical Importance

Of particular historical interest is the association of 988 Concession Street with the original owner, John William Kerr, a well-known fishing inspector and leader in early initiatives to protect Ontario's valuable fish and game resources. After retiring as Chief Clerk in the Engineer's Office of the Grand Trunk Railway in 1854, Kerr established a farm on his Mountain-brow property and by 1858 was living with his family in the present house, originally known as Inkermann Cottage.

Kerr's concern over the declining fish and game population in Hamilton Harbour and Burlington Bay led him to become a founding member of the Wentworth Society for the Protection of Game and Fish, established in 1860. Four years later, he was appointed a Fisheries Overseer (one of the first in Upper Canada) with jurisdiction over the lakeshore and rivers between Hamilton and Toronto. His territory was soon extended to the Niagara River and then along the shore of Lake Erie to Long Point. Kerr gained a reputation for his strict enforcement of the laws regulating fishing and game hunting, and also actively lobbied for the creation of fishery reserves for sports fishing and fish hatcheries. Serving as Fisheries Overseer until the year of his death in 1888, Kerr was succeeded in this position by his two eldest sons Frederick and Charles. Throughout his life a staunch Conservative, John Kerr also took an active role in the political affairs of Wentworth County and Barton Township.

John and his wife Mary occupied the house until their respective deaths in 1888 and 1907, after which the property was deeded to their four living daughters who carried on the family farm. With the death of the last surviving daughter Louisa in 1930, the farm was subdivided among the heirs. The house was acquired by Charles Kerr and finally in 1942 to his son, Albert, neither of whom ever lived in it. Owned by the Kerr family for almost a century, the house was purchased in 1946 by Reginald and Ruth Dodson along with about 3/4 acre of land; the property has since changed ownership only once, being sold in 1985 to the present owners.



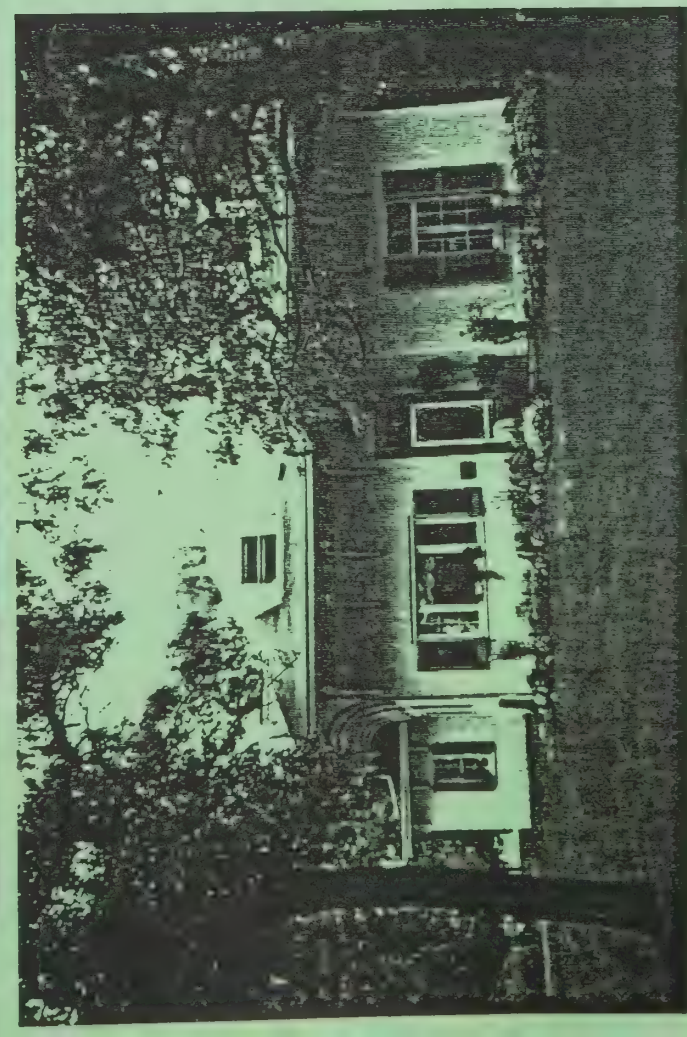
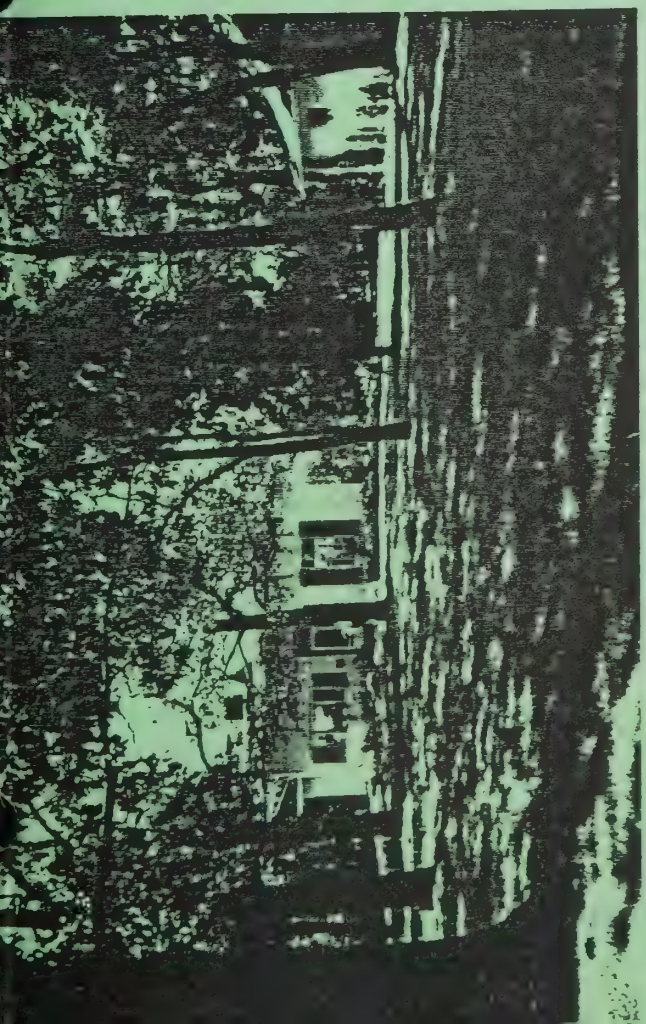
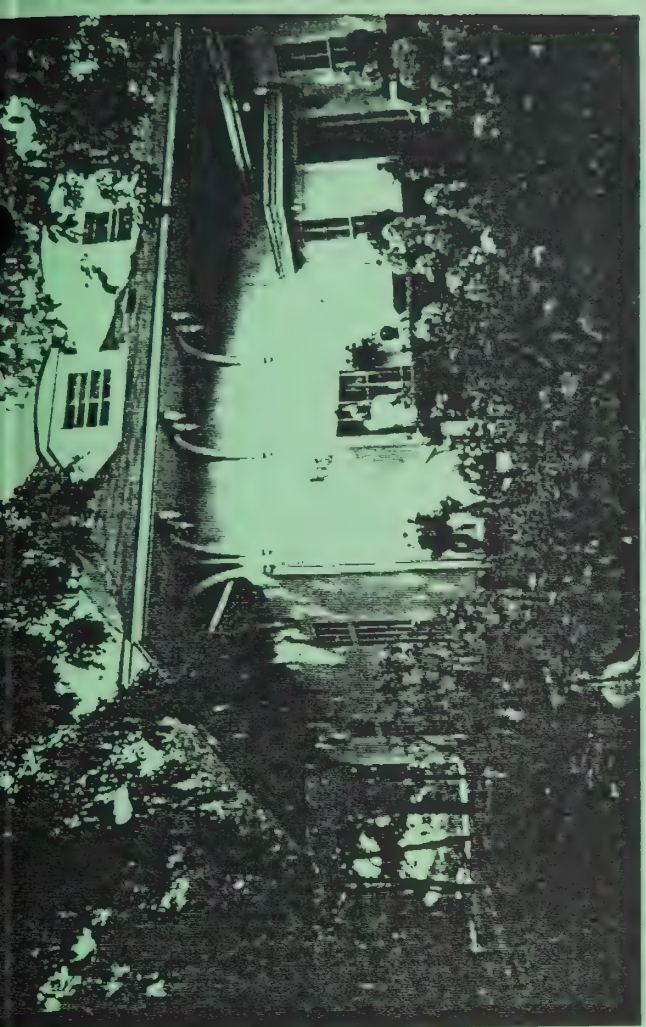
### Architectural Importance

Stylistically, the Kerr house represents a very unusual, and possibly unique, variation on the Ontario Regency cottage form: a one-storey structure of tall proportions, often stuccoed, with tall chimneys and casement windows. Atypical of the Regency cottage is its asymmetrical, L-shaped plan and corresponding roof form, and the large wall-mounted brackets supporting the flared eaves. Sprung from corbels and terminating in two pendants, these gracefully curved wooden brackets constitute the most distinctive and individualistic design feature. Also noteworthy are the four floor-to-ceiling, multi-paned casement windows, the original doorway with its four-panelled wood door and transom, and the four dormers (pre-1946) with curved roofs and casement windows. The only major alteration is the horizontal window to the left of the front doorway, added when the house was extensively renovated by the Dodsons.

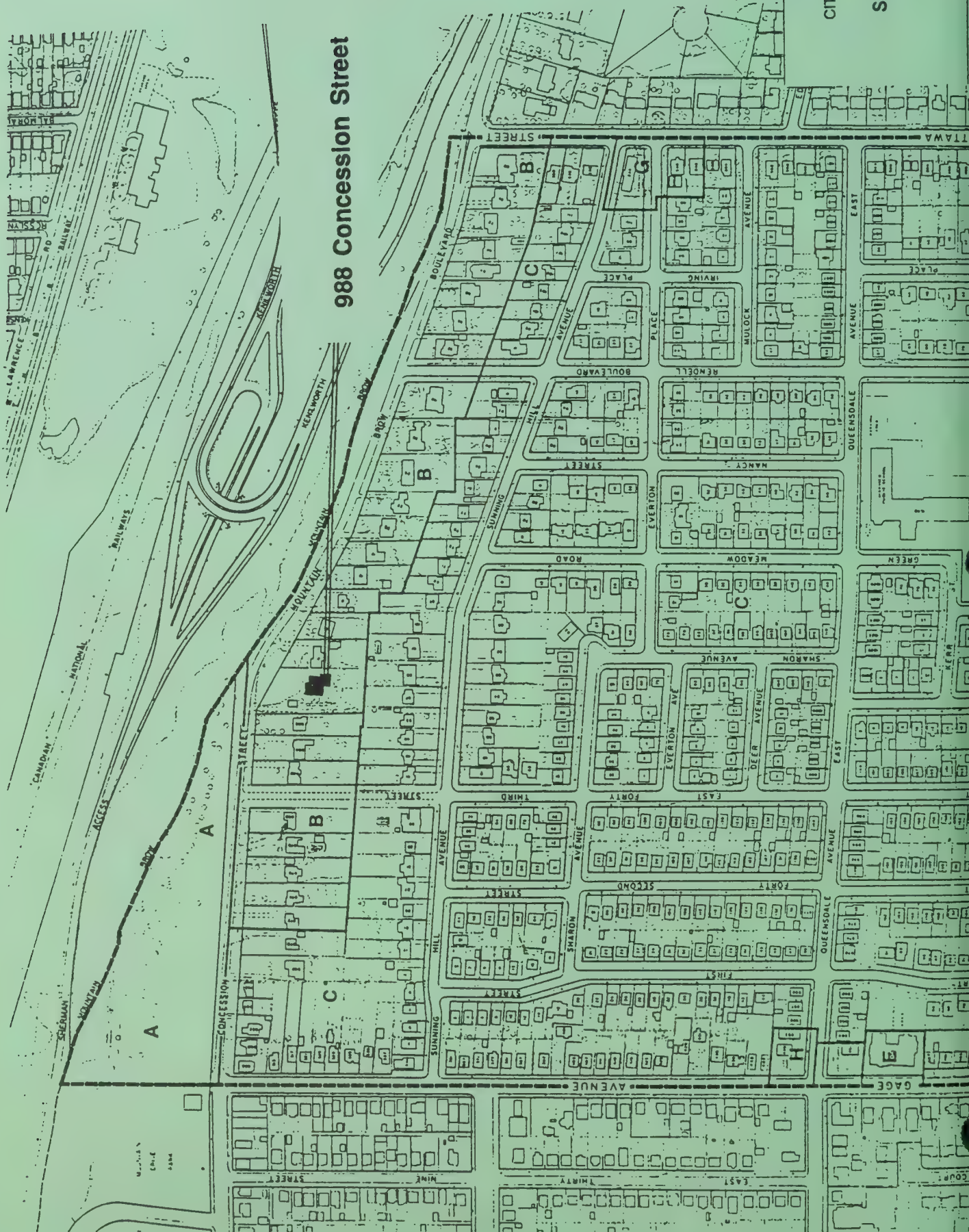
### Designated Features

Important to the preservation of 988 Concession Street are the original features of all four facades and rear summer kitchen wing, including the stucco finish, the original windows and doorways, and the hipped roof with its four pre-1946 dormers, tall chimney and decorative brackets. Excluded are these later alterations: the two horizontal windows (front and rear) and the dormer added at the rear.









988 Concession Street



## REASONS FOR DESIGNATION

### 74 Charlton Avenue East

This two-and-one-half storey brick Italianate house, situated at the south-east corner of Charlton Avenue East and John Street South [in Hamilton], was built in 1878-9 for merchant Joseph Hancock.

#### Context

The house now forms part of an isolated cluster of nineteenth century buildings on John Street South, whose focal point is the impressive Gothic Revival stone structure of the Church of the Ascension. Across the street stands a row of late Victorian brick houses and to the south, Joseph Hancock's house. This surviving group is important as representative of a far larger Victorian neighbourhood in Corktown which once extended to the foot of the escarpment.

#### Architectural Importance

74 Charlton Avenue East constitutes a distinctive example of the Italianate style which gained widespread popularity for houses built across the country in the 1870's. Moreover, it is one of relatively few surviving in Hamilton and one of even fewer representing the classical interpretation of this style. Typical of Italianate houses are the tall round-headed windows and doorway, and the low-pitched hip roof with wide, bracketed eaves. Characteristic of the classical Italianate ones are the cubic form, symmetrical facade, and central projecting frontispiece with a pedimental gable roof. Noteworthy details include the stone lintels and caps with prominent keystones, the stone corner quoins, and the paired wooden eave brackets.

This well built and designed house still has most of its original exterior features intact, the only significant alteration being the removal of the original pairs of arched wooden entrance and vestibule doors, the latter of which displayed elaborate leaded and bevelled glass panels.

#### History

The house was occupied by the original owner, Joseph Hancock, until his death ca. 1887 and then by postmaster H.N. Case until 1895. In 1904, it was sold by Hancock's trustees to merchant George F. Glassco, who lived there until his death ca. 1932. The house was sold again in 1938 and was then subdivided to accommodate four tenants. After changing ownership several more times, 74 Charlton Avenue East was last purchased in 1977 by the current owner, the St. Elizabeth Home Society.

#### Designated Features

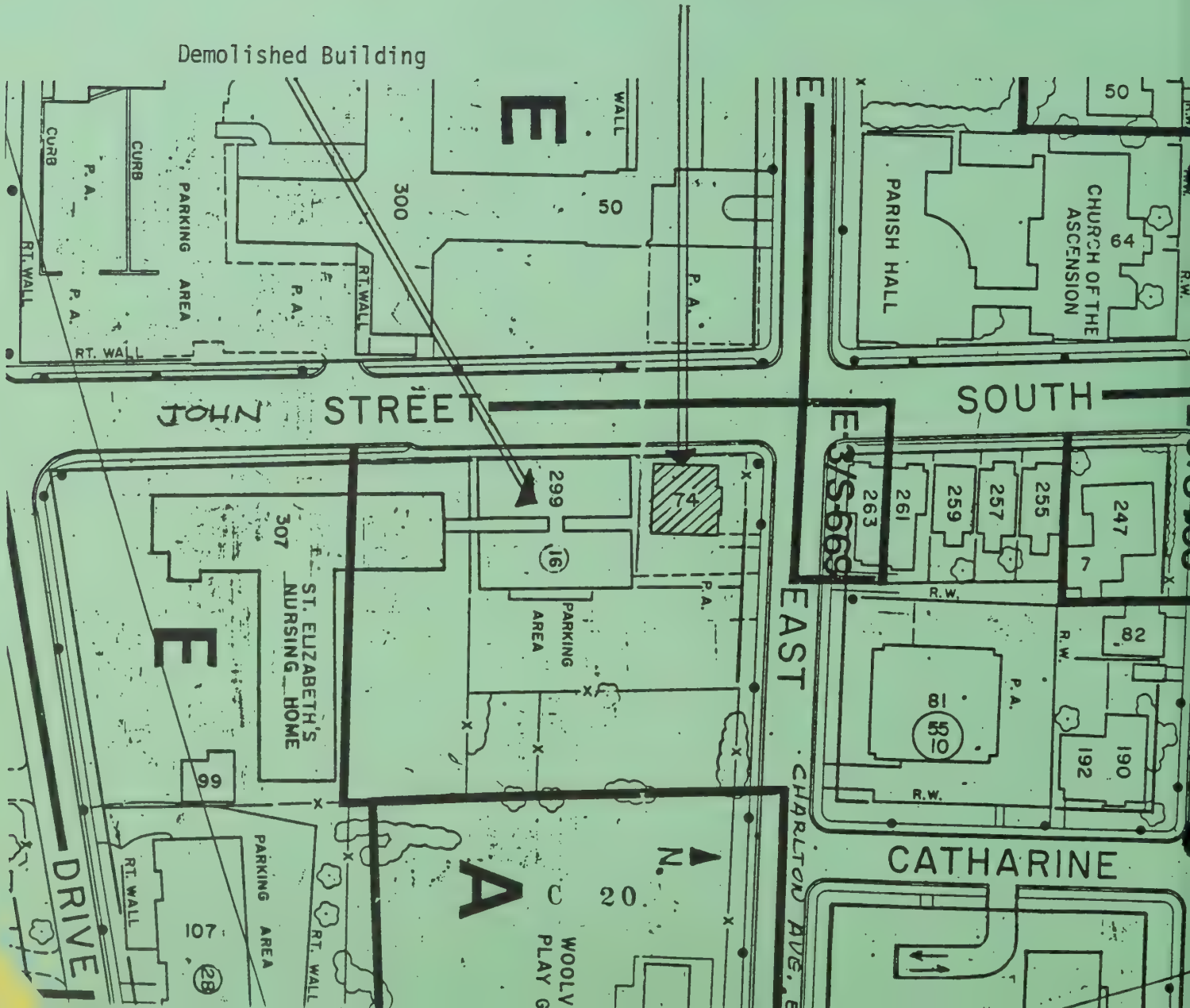
Important to the preservation of 74 Charlton Avenue East are the original features of north, east and west facades, including the decorative stone quoins, lintels and arches, and bracketed eaves.

Appendix "B" as referred to in Section 5 of the SEVENTEENTH Report for 1990 of the Planning and Development Committee





74 Charlton Ave. East





74 CHARLTON AVENUE EAST  
HAMILTON, ONTARIO



1970s



February 1990













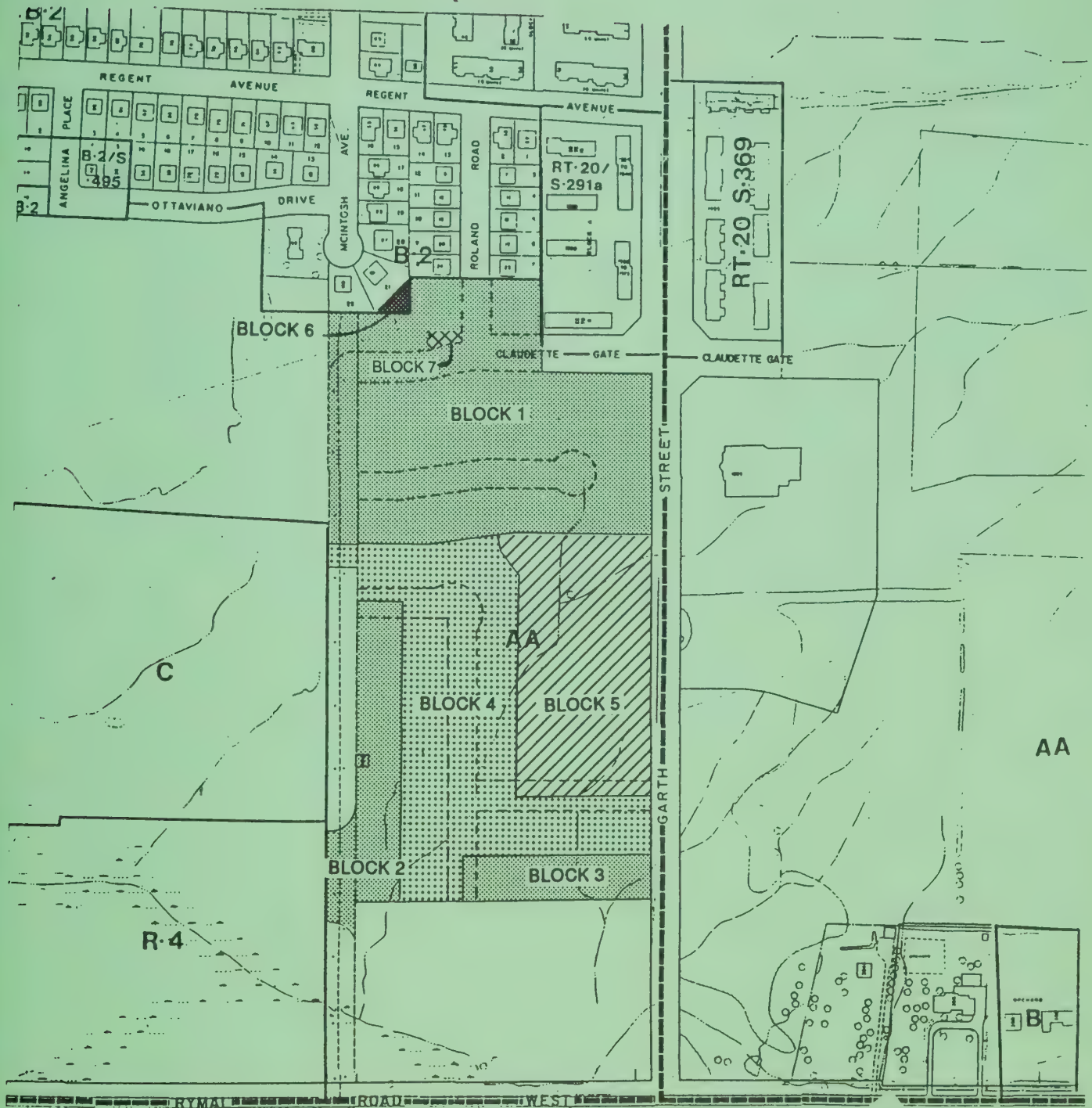

















### Legend

Proposed change in zoning from:

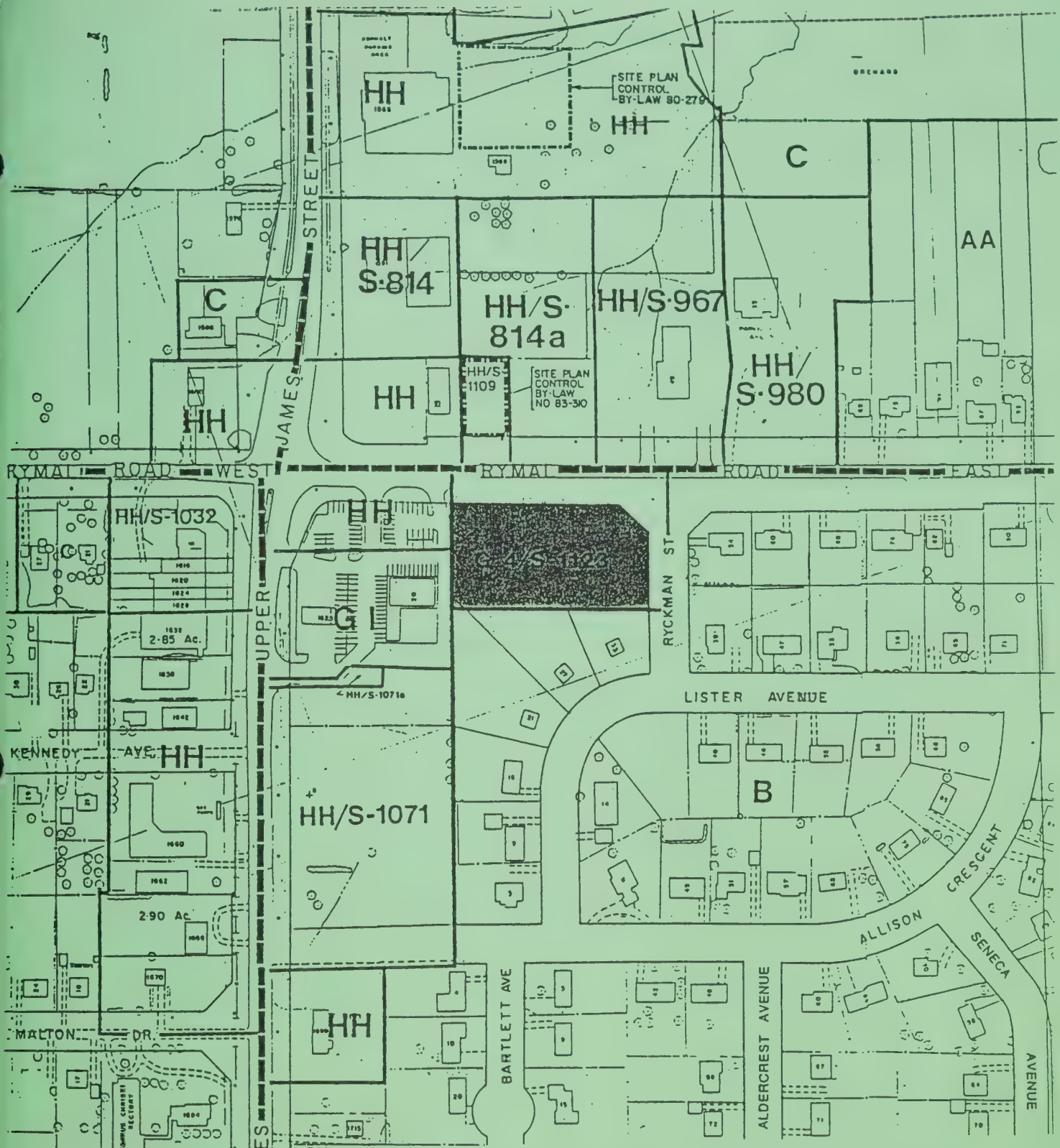
BLOCKS 1,2,3		"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.
BLOCK 4		"AA" (Agricultural) District to "R-4" (Small Lot Single - Family Residential) District.
BLOCK 5		"AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District.
BLOCK 6		"B-2" (Suburban Residential) District to "C" (Urban Protected Residential, etc.) District.
BLOCK 7		"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, modified.

Appendix "E" as referred to in Section 9 of the 17th Report for 1990 of the Planning and Development Comm









# Legend



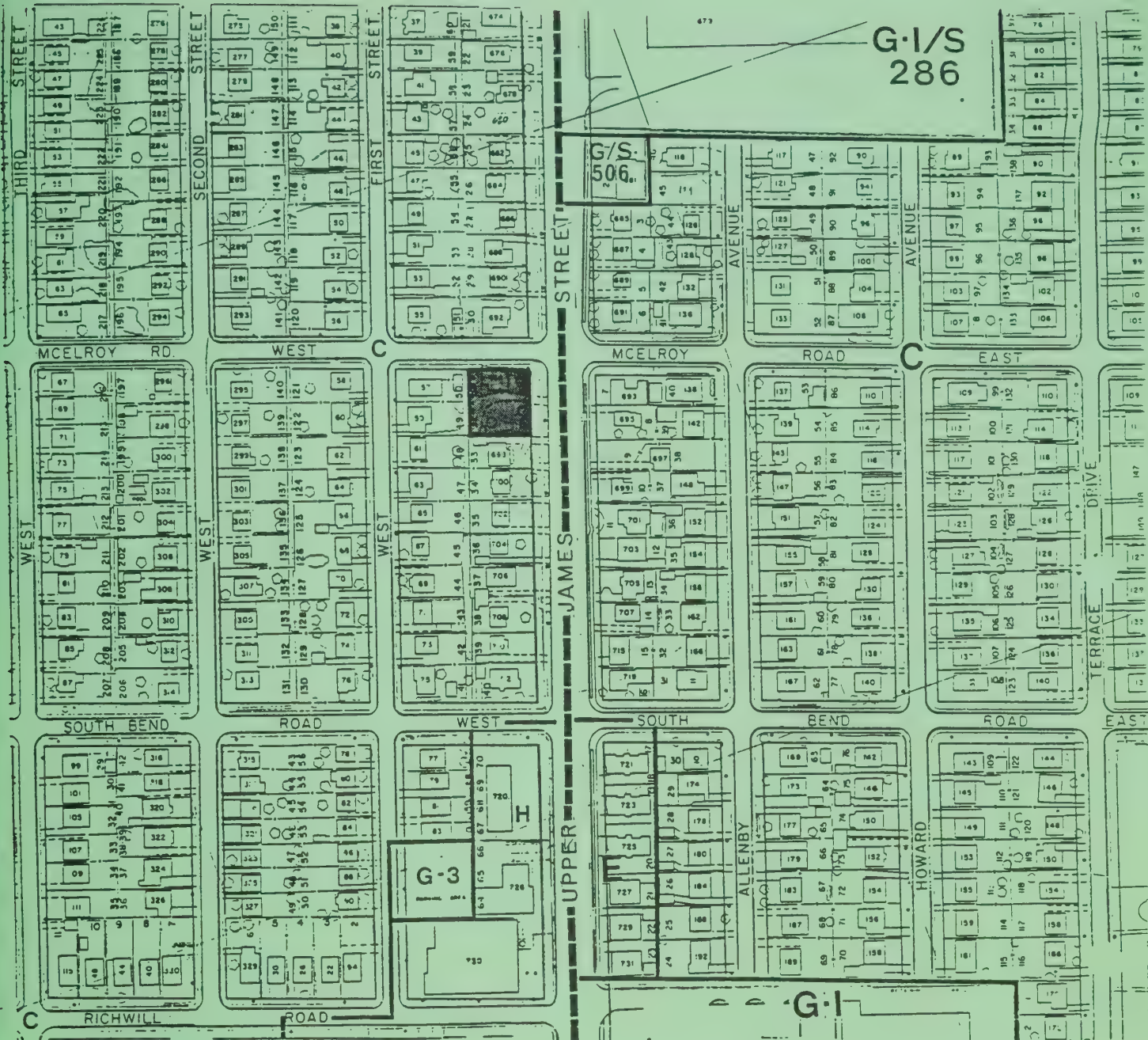
Site of the Application

Appendix "F" as referred to in Section 10 of the Seventeenth Report for 1990 of the Planning and Development Committee









# LEGEND


 SITE OF THE APPLICATION.

Appendix "G" as referred  
 to in Section 11 of the 17th  
 Report for 1990 of the  
 Planning and Development  
 Committee

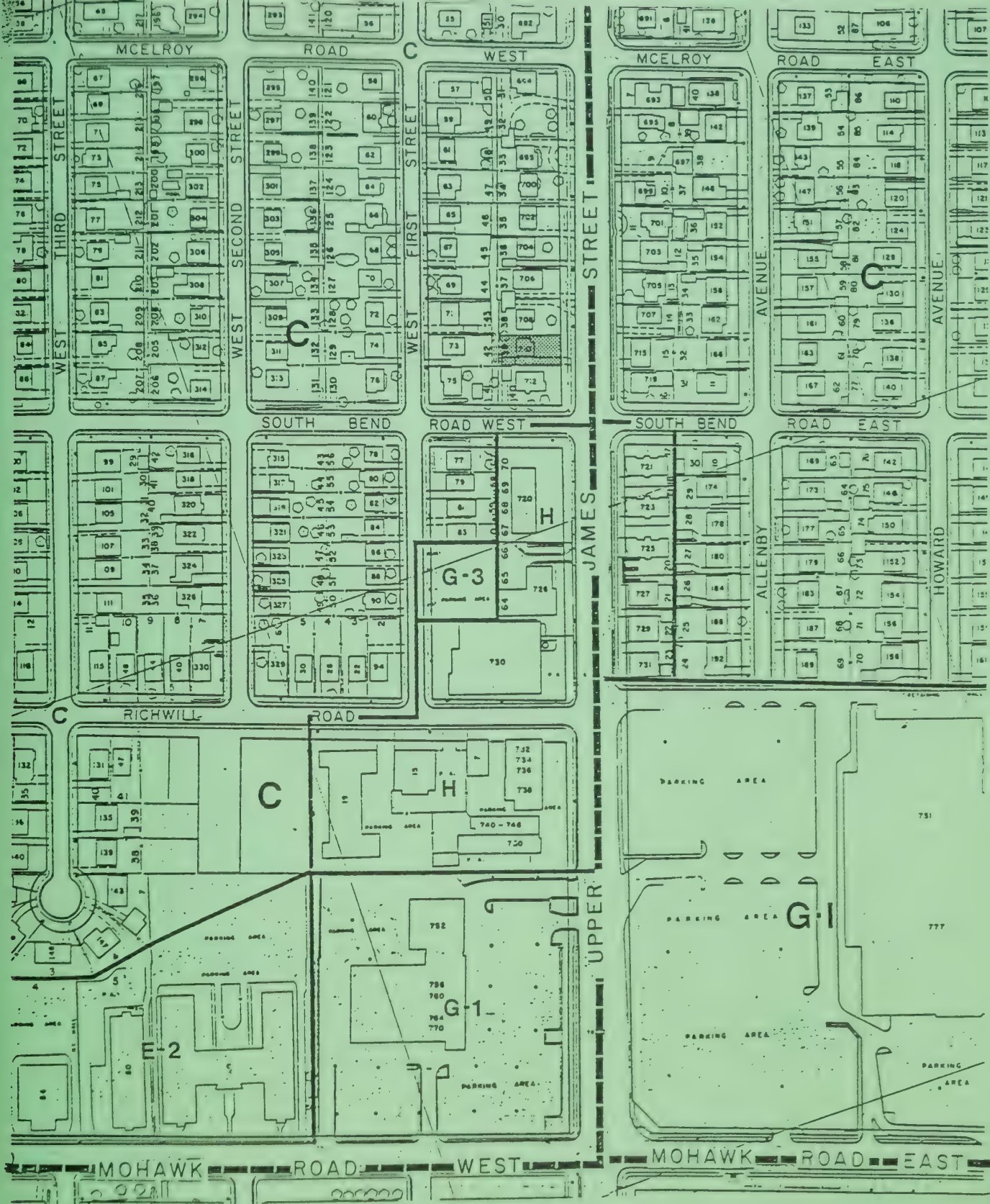
  
 ZA 88-124

APPENDIX 1









# Legend



Site of the Application

Appendix "H" as referred  
to in Section 12 of the  
SEVENTEENTH Report for  
1990 of the Planning  
and Development Comm.

C 27

7A-90-31















**REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **SIXTH** Report for 1990 and respectfully recommends:

1. That a Taxi Cab Owner Licence be issued to Henry Shedletzky, 18 Creekwood Place, Dundas, subject to Council approving the agreement attached hereto as Appendix "A" prohibiting the sale of the licence for five years.

**NOTE:** For the information of members of City Council, after conducting hearings on the application, the Licensing Committee decided on the 26th of September, 1990, that the applicant was found to meet the requirements for issuance of a taxi owners' licence, based upon licences held by his corporation. The agreement was a requirement of the Licensing Committee to prevent the sale of licences held by Mr. Shedletzky and consistent with the requirements of Section 28 of the taxi schedule (By-law), which requires that licences not be transferred for a period of five years from issuance off the priority list. The agreement prevents direct and indirect transfers of licences by controlling both licence and share transfers by Mr. Shedletzky and the corporation in which he is a one hundred per cent shareholder. The Licensing Committee has already approved the form of the agreement which requires acceptance by Council prior to issuing any licence.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE  
ACTING CHAIRMAN  
LICENSING COMMITTEE**

**Stella Glover  
Secretary**

**1990 September 26**







10/90/90

THIS UNDERTAKING Made this                      day of                      , 1990.  
BETWEEN :

HENRY SHEDLETZKY  
(hereinafter referred to as the "Applicant")

AND

446251 ONTARIO INC.  
(hereinafter referred to as the "Company")

AND

THE CORPORATION OF THE CITY OF HAMILTON  
(hereinafter referred to as the "City")

AND

THE CITY OF HAMILTON LICENSING COMMITTEE  
(hereinafter referred to as the "Licensing Committee")

WHEREAS the Applicant is a licence applicant on the priority list maintained by the City for issuances of taxi-cab owner's licences, and the Applicant desires to be considered as an owner of such licences for the purposes of section 25 of City By-law 89-249, as amended by City by-law 89-316, both of which may be amended from time to time and which are all collectively hereinafter referred to as the "City's By-law";

AND WHEREAS the Applicant holds one hundred (100) percent of the voting shares of the Company, which is listed as the holder of the City taxi-cab owner's licences more particularly listed in Schedule "A" hereto annexed;

AND WHEREAS the Company's voting shares are held in the proportion and by the persons more particularly set out in Schedule "B" hereto annexed;

AND WHEREAS the Licensing Committee has decided at its meeting of April 4th, 1990 that applicants who are individuals may in certain circumstances qualify as owner of taxi-cab owner's licences under the City's By-law, even though a company in fact is listed as the holder of the licences;

AND WHEREAS the Licensing Committee has decided that issuance of a taxi-cab owner's licence to the Applicant would not be in the public interest, without an agreement on the part of the Applicant and the Company that for taxi-cab owner's licences currently held, and for those licences to be issued from the priority list, provisions similar to those found in section 28 of the City's By-law apply as if the Applicant and the Company were one and the same person, and further that any direct or indirect changes in control over the licences by the Applicant through the issuance and transfer of voting shares in the Company be prohibited, the terms of such agreement being more particularly described hereinafter below;

AND WHEREAS the Applicant herein acknowledges that the decision of the Licensing Committee above deems such agreement to be a condition precedent to the issuance of a licence to the Applicant, made necessary to qualify the Applicant in the circumstances existing at the time of the consideration of the his application;

AND WHEREAS breach of this agreement is cause for the Licensing Committee and the City to consider the breach as if the Applicant and the Company as one person had breached the provisions of section 28 of the City's By-law, by the transfer or attempted transfer of a taxi-cab owner's licence within the prohibited period



following the issuance of a such a licence from the priority list without surrendering the licence obtained from the priority list;"

AND WHEREAS the City's By-law is applicable to the Applicant and Company, and the procedures, conditions and law otherwise applicable to the licensing, regulating, and governing of owners of cabs, and that apply for revoking any such licence, apply without modification to both the Applicant and the Company separately as before this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that for other good and valuable consideration and the sum of One dollar (\$1.00) of lawful money of Canada given by both the City and the Licensing Committee to each of the Applicant and the Company, the receipt of which is hereby acknowledged, the Applicant and the Company each jointly and severally, covenant and agree with the City and the Licensing Committee, to comply with, keep, perform and be bound by each and every term, condition and covenant set out to the extent that the same are expressed to be respectively binding upon them, and the same shall enure to the benefits of and shall be binding upon their respective heirs, executors, administrators, successors and assigns.

#### TRUTH OF RECITALS

1. Both the Applicant and the Company hereby acknowledge and declare that the above recitals are true and correct in substance and in fact.

#### DEFINITIONS

2. For the purposes of this section and sections three and four of this Undertaking, the following additional definitions apply;

- (a) "Licence Holder" shall include both the Applicant and the Company;
- (b) "priority list" shall mean that list used for the issuance of taxi-cab owner's licenses under the City's By-law;
- (c) "Previously Issued Owner's Licence" shall include all taxi-cab owner's licences held by the Company, as set out in Schedule "A" hereto attached;
- (d) "change in ownership" shall include any issuance or transfer of voting shares of the Company which changes the list of shareholders, or the proportion of shares held, from that set out in Schedule "B" hereto attached.

#### TRANSFER OF LICENSES OR CONTROL PROHIBITED

3. Where the Licence Holder receives a taxi-cab owner's licence from the City's priority list, unless the prior written consent of the City's Licensing Department and of the Licensing Committee are given, the Licence Holder agrees that :

- (a) for a period of at least five (5) consecutive years from the date of receipt of the most recent taxi-cab owner's licence from the priority list, the Licence Holder shall not transfer any taxi-cab owner's licence nor shall such transfer be approved, unless the most recently issued taxi-cab owner's licence is surrendered to the Licensing Committee for cancellation; and,



(b) for a period of at least five (5) consecutive years from the date of receipt of the most recent taxi-cab owner's licence from the priority list, the Licence Holder shall not make or consent to any change in ownership of the Company, unless the most recently issued taxi-cab owner's licence is surrendered to the Licensing Committee for cancellation.

TERMINATION

4. This Undertaking shall terminate upon the expiry of five (5) years from the date of receipt by the Applicant of the most recent taxi-cab owner's licence from the priority list.

FURTHER ACTS AND DOCUMENTS

5. The Applicant and the Company promise to do or cause to be done all further lawful, necessary and reasonable acts, deeds or assurances, in a reasonable and timely manner, for the better performance of the terms and conditions of this Undertaking. No omission or failure to complete this obligation may be asserted or relied upon by the Applicant or the Company to defeat the purpose and intent of this Undertaking or deny the benefits and rights intended to be established therein by the City and the Licensing Committee.

INCONTESTABILITY

6. Neither the Applicant nor the Company will call into question directly or indirectly in any proceeding whatsoever in law or in equity or before any administrative or other tribunal the right of the City or the Licensing Committee to enter into or accept this agreement and to enforce each and every term, covenant and condition thereof and this provision may be pleaded by the City or the Licensing Committee in any such action or proceeding as a complete and conclusive estoppel of any denial of such right.

SEVERANCE OF ULTRA VIRES TERMS

7. If any term of this Undertaking shall be found to be ultra vires of the City or the Licensing Committee, or otherwise unlawful, such term shall conclusively be deemed to be severable and the remainder of this Undertaking mutatis mutandis shall be and remain in full force and effect.

IN WITNESS WHEREOF the Applicant has hereunto set his hand and seal, and the Company has hereunto caused to be affixed its corporate seal attested by the hands of its proper officers, both on the day and year first above written.

SIGNED, SEALED AND DELIVERED ) 446251 ONTARIO INC., per: c/s

In the presence of )

) President : Henry Shedletzky

)

)

)

)

)

)

Henry Shedletzky



This is Schedule "A" to the Undertaking dated \_\_\_\_\_, 1990, given by Henry Shedletzky and 446251 ONTARIO INC. to the Corporation of the City of Hamilton and the City of Hamilton Licensing Committee to which it is attached and forms a part.

Taxi Owners Licenses which are currently held by 446251 ONTARIO INC. :

City of Hamilton Taxi Owner Plate numbers 90, 133, 165, and 216.

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10/90/90

This is Schedule "B" to the Undertaking dated \_\_\_\_\_, 1990 given by Henry Shedletzky and 446251 ONTARIO INC. to the Corporation of the City of Hamilton and the City of Hamilton Licensing Committee to which it is attached and forms a part.

Holders of Voting Shares in 446251 ONTARIO INC. and Proportions of shares held:

<u>Shareholder</u>	<u>Percentage of Shares Held</u>
Henry Shedletzky	One Hundred Percent (100%)

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10/09/90

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWENTY-THIRD** Report for 1990 and respectfully recommends:

1. That a purchase order be issued to Hill's Video Centre, Hamilton, in the amount of \$17 007.84, which was the only tender received, to supply and deliver Panasonic Video Equipment to the Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Operating Equipment and Training Program Account No. CH58005 48001 (\$9 000) and CH55204 48035 (\$8 007.84).
2. That a purchase order be issued to Ernst & Young Management Consultants, Hamilton, in the amount of \$45 500, which was the lowest of four (4) proposals received, to conduct a comprehensive audit of the Licence Division, City Clerk's Department in accordance with the Request for Proposal issued by the Manager of Purchasing and Vendor's submission, and that this expenditure be financed from the Comprehensive Audit Account No. CH56394 24101.
3. That the request of the Lung Association to fly the Lung Association flag at City Hall during the months of 1990 November and December during the Christmas Seal Campaign, be approved.
4. That the request of the Hungarian Community of Hamilton to fly the Hungarian flag at City Hall on 1990 October 23 in recognition of Hungarian Day in Hamilton, be approved.
5. That permission be granted to the Hamilton-Wentworth Regional Police Community Services Branch to use the first and second floors, including the City Clerk's foyer, at City Hall on 1990 November 05 from approximately 2:00 p.m. to 8:00 p.m. for a Home Security Fair during National Crime Prevention Week.



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6. That approval be given to the request of the Hamilton-Burlington Branch of the Canadian Abortion Rights Action League to use the first floor and forecourt of City Hall on Saturday, 1990 October 13 from 11:00 a.m. to 1:00 p.m. for a "Reproductive Rights Fair", including the use of the various equipment, and that expenditures associated with this event such as staff overtime, be financed from Property Maintenance Division Account No. CH55222 10034.
7. That the estimated cost of \$4 000 to obtain an independent appraisal for the Crescent Oil property at 136 Cannon Street West, as approved by City Council 1990 September 25 in adopting Section 1 of the Twelfth Report of the Transport and Environment Committee, be funded from the Reserve for Property Purchases, Centre 00102.
8. That an amount not to exceed \$4 000 to sponsor a civic luncheon and a hospitality program at the Ontario Recreation Society Conference being held in Hamilton at the Convention Centre in February 1991, as referred to in Section 4 of the Eighteenth Report of the Parks and Recreation Committee, be financed from the Reserve for "Hosting of Conferences with Municipal Subject Content", Centre 00126.
9.
  - (a) That the City Solicitor be authorized to make application for the increased City's cost by \$20 000 from the previous \$27 657.63 to the Ontario Municipal Board for approval to construct independent concrete sidewalks on Upper Paradise Road between Stone Church Road and Lunner Avenue, as referred to in Section 10 of the Thirteenth Report of the Transport and Environment Committee, at an estimated cost of owner's share of \$92 568, as well as City's share of \$47 657 revised from \$27 657.63 by the issuance of debentures totalling \$140 225 (revised from previous total of \$120 226.63) for a period not to exceed 20 years.
  - (b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the revised total amount of \$140 225 from previous \$120 225.63 for a term not to exceed 20 years for the above project.
10. That the approximate cost of \$1 000 to investigate and respond to possible noise complaints in connection with McMaster University Homecoming Weekend, as referred to in Section 15 of the Thirteenth Report of the Transport and Environment Committee, be funded by means of an approved overdraft within the accounts of the Pollution Control budget.



10/09/90

11. That approval be given to inform the Board of Education that the City of Hamilton and the Municipal Non-Profit (Hamilton) Housing Corporation are not interested in purchasing 235 Bowman Street, Princess Elizabeth School.
12. That an Offer to Purchase executed by Regional Officials on 1990 September 25 and scheduled for closing on or before 1990 December 17, for the purchase of part of the property at 2300 Brampton Street, having a frontage along the westerly limit of Nash Road of 92.249 metres (302.65 feet), containing .69 hectare (1.70 acres), for the sum of \$561 225, required for the Freeway Project, be approved and completed, and that this amount be credited to Account No. CH 4X501 00102, Sale of Land - Property Purchases.
13. That the Appointments To and Terminations from Permanent positions with the Corporation to 1990 September 25, attached hereto and marked Appendix "A", be approved.
14. That the City Solicitor be authorized and directed to apply for special legislation to implement the draft By-law, attached hereto and marked Appendix "B", requiring apartment building to install emergency lighting and smoke alarms.
15. That the timetable for preparation and review of the 1991-1995 Capital Budget be as follows:
  - (a) Notify departments/boards to prepare their Capital Budget material (this was done by September 26, 1990).
  - (b) October 22, 1990 - deadline for returning copies of "Individual Capital Budget Submission" forms to Treasury in order to prepare preliminary Capital Budget.
  - (c) Month of October/November departments/boards arrange to have proposed Capital Projects approved by Standing Committees for forwarding to Finance and Administration Committee for consideration to include in Capital Budget.
  - (d) November and December 1990 - Treasury monitors and assembles preliminary Capital Budget, prepares financial impacts, etc.



10/09/90

- (e) December 12-14, 1990 - Capital Budget Staff Sub-Committee and Management Team review individual Capital Projects with departments/boards at special meetings.
  - (f) January 16 and 18 and if necessary January 24, 1991 - Finance and Administration Committee reviews and recommends 1991-1995 Capital Budget to City Council.
  - (g) February 12, 1991 - City Council considers approval of the 1991-1995 Capital Budget.
16. That the timetable for preparation and review of the 1991 Current Budget Estimates be as follows:
- (a) Budget call letter along with supporting budget material and forms to be issued to all Departments and Local Boards by October 12, 1990.
  - (b) November 6, 1990 (12:00 noon) - Special meeting of Finance and Administration Committee receives overview and clarification of process of the 1991 Current Budget with an invitation to all City Council members (lunch to be provided).
  - (c) Deadline for completed budget submissions to be returned to Treasury November 16, 1990.
  - (d) November 19 to December 31, 1990 - Treasury monitors, processes and assembles the budgets to ensure compliance of submissions with guidelines; budgets to be reviewed with Department Heads and Manager of Local Boards; Treasury prepares the budgets for review by the Standing Committees.
  - (e) January 2 to January 18, 1991 - Current Budget Management Team Sub-Committee to review status of 1991 Current Budget, review and rank all service/program packages and prepare appropriate recommendations for all Finance and Administration Committee overview on January 24, 1991.
  - (f) January 24, 1991 - Finance and Administration Committee receives update on Current Budget status and includes an information session on the Current Budget with an invitation to all City Council members to attend.



- (g) February 18 to February 22, 1991 - Standing Committees review and approve their respective budgets which should include acceptance/rejection of any service/program packages. This procedure to take place during regularly scheduled meetings in addition to the regular agenda material and at special meetings called specifically for budgets within this time frame.
  - (h) February 28, 1991 - Special Council meeting to rank Committee accepted service/program packages and to determine funding level if necessary.
  - (i) March 21, 1991 - Finance and Administration Committee reviews and approves the final estimates and forwards a recommendation concerning the 1991 City mill rates to City Council.
  - (j) March 26, 1991 - City Council approves the 1991 revenues and expenditures based on a calculated mill rate for City services only.
  - (k) April 30, 1991 - City Council approves the by-laws establishing the 1991 mill rates for City, Regional and Educational purposes.
17. That outstanding business taxes in the amount of \$108 916.50, as recommended by the Treasurer in a report dated 1990 September 24, be written-off in accordance with Section 495 of The Municipal Act, R.S.O., 1980, and charged to Account CH15401-00001, Tax Write-Offs.
- NOTE:** A copy of the schedule outlining Outstanding Business Tax Accounts, which are in the opinion of the Treasurer uncollectible, is available from the Secretary of the Finance and Administration Committee for review.
18. That realty and business tax applications processed under Section 496(a) of The Municipal Act in accordance with Bill 59 (Municipal Act Amendment) Chapter 31 Statutes of Ontario, 1988 in the amount of \$16 888.95, as shown in Appendix "C" attached hereto, be approved and charged to CH53307-24104 Tax Remissions.
19. That City Council re-affirm the following policy with respect to requests for donations to various disaster relief funds as adopted by City Council 1985 August 27:

"That City staff be authorized to refer requests for donations for assistance, in kind or financially, to disaster relief funds to the Regional Municipality of Hamilton-Wentworth for its consideration."



10/09/90

20. (a) That an amount of \$7 700 be provided for civic hospitality during the Ontario Non-Profit Housing Association Conference to be held in the City of Hamilton at the Hamilton Convention Centre from 1990 November 6 - 9.
- (b) That this expenditure be charged to Hosting of Conferences with Municipal Subject Content Account No. CH 55307 80040.
21. That the Ministry of Transport be petitioned to consider the implementation of licence suspension as part of the penalty for unauthorized dumping of rubble and debris by truckers in the City of Hamilton.
22. That the appeal recommendation of the Ontario Music Educators Association Inc. for a 1990 Convention/Reception Grant in the amount of \$1 500 to provide for hospitality during their annual conference to be held in the City of Hamilton 1990 November 15-17, be approved as follows and funded from within the Grants Account No. CH 5A0XX-20020:

Requested Amount	Original Recommended Amount	Recommended Amount on Appeal
\$5 000	\$1 500	\$1 500

23. (a) That the City resolve Ontario Court of Justice (General Division) Action No. 9820/87 by the payment, to the Plaintiff, Florence French, of \$2 000 inclusive of damages, interest and costs.
- (b) That the Plaintiff be required to execute a Full and Final Release satisfactory to the City Solicitor.
- (c) That the Action, and all Cross-claims, be dismissed without costs.
24. (a) That the City of Hamilton resolve Ontario Court of Justice (General Division) Action No. 4229/88 by the payment, to the Plaintiffs, Rachele and Leonardo Rogano, of \$3 500 inclusive of all damages, interest and costs.



10/09/90

- (b) That the Plaintiffs be required to execute a Release satisfactory to the City Solicitor.
  - (c) That Ontario Court of Justice (General Division) Action No. 4229/88 be dismissed without costs.
25. That the City of Hamilton agree to participate in a joint Offer to Settle on behalf of all Defendants in Ontario Court of Justice (General Division) Action No. 9561/87 and, if the Offer is accepted, to pay one-quarter of the total costs of the Offer. This Offer to Settle to be in the following terms:
- (a) The said Defendants will pay to the Plaintiff, Bette Ferrara, general damages in the amount of \$12 000.
  - (b) The said Defendants will pay to the Plaintiff, Vincent Ferrara, damages pursuant to the Family Law Act in the amount of \$1 200.
  - (c) The said Defendants will pay to the Plaintiffs prejudgment interest calculated in accordance with the Courts of Justice Act.
  - (d) The said Defendants will pay to the Plaintiffs their costs to be agreed upon or, if agreement is not possible, as assessed by an assessment officer on a party and party basis to the date of this Offer to Settle.
  - (e) Both Plaintiffs will provide the said Defendants with Full and Final Releases.
  - (f) If this Offer to Settle is accepted after November 15th, 1990, the Plaintiffs will pay the said Defendants their party and party costs from the date of this Offer to Settle to the date of acceptance in an amount to be agreed upon by the parties or as assessed by an assessment officer.
26. (a) That the City of Hamilton not accept the Third Party, Zurich Insurance Company's Offer to Settle Ontario Court of Justice (General Division) Action No. 2473/83, dated September 27th, 1990.
- (b) That the City Solicitor be instructed to defend the Third Party's Motion to Dismiss the Action, and if successful, to List the Matter for Trial as soon as possible.



27. That, consistent with the resolution adopted by Hamilton City Council at its meeting held 1990 March 13 dealing with matters relating to the Hamilton Harbour Commission as outlined in the letter of Mayor Robert M. Morrow dated 1990 March 20 to The Honourable Doug Lewis, Minister of Transport, a copy of which is attached hereto as Appendix "D", the following resolution be forwarded to The Right Honourable Brian Mulroney, Prime Minister of Canada:

- (a) That City Council call upon the Federal Government to revisit the recommendations made by the City's "Task Force to Review the Mandate and Structure of the Hamilton Harbour Commissioner dated January 1989" with specific reference to the structure and composition of the Hamilton Harbour Commissioners;
- (b) That the Federal Government undertake to immediately fill the vacancy on the Hamilton Harbour Commission and in so doing consult with the City of Hamilton;
- (c) That an open public inquiry be undertaken to ensure that any sale of land with specific reference to the 1987 sale by J. I. Case Canada to the Hamilton Harbour Commission in which Mr. P. Lush declared a conflict of interest complied in all respects with the Hamilton Harbour Commissioners Act of 1912 which reads in part:

"The Corporation shall not have any transaction of any pecuniary nature, either in buying or selling, with any member thereof, directly or indirectly."

and further, that Hamilton City Council request an immediate meeting with the Prime Minister of Canada to discuss and review harbour issues and concerns, and that a copy of this resolution be forwarded to all local MPPs.

28. (a) That, as requested by the Alliance for the Preservation of English in Canada, Hamilton Branch, in a letter dated September 5 which was presented to City Council at its meeting held 1990 September 25 and referred to the Finance and Administration Committee for consideration, an English Sub-Committee be set up to represent Hamilton's anglophone community.
- (b) That the Finance and Administration Committee report back to City Council on the composition and terms of reference of the English Sub-Committee.



10/09/90

- (c) That any further requests for the establishment of a language sub-committee from community organizations or groups with a representative population in the City of Hamilton of 2 500 or more be approved.

29. That leave be granted to introduce the following Bill:

- (a) Bill H-110 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED**

**ALDERMAN B. HINKLEY, CHAIRMAN  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1990 October 4







THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Gene Abel	Parking Control Supervisor (N-2)	Traffic	Additional Staff - Council approved June 26, 1990	\$33,932.08 to \$40,013.48	\$33,932.08 per annum (1 of 5)	24/09/90
Ms. Juanita Bolus	Stenographer IV (E-2)	Building	Replacing Ms. J. Faris - retired	\$19,756.36 to \$21,283.60	\$19,756.36 per annum (1 of 3)	04/09/90
Ms. Nancy Buttrum	Typist Clerk II (E-2)	City Clerk	Replacing Ms. H. Caffery - promoted	\$19,756.36 to \$21,283.60	\$19,756.36 per annum (1 of 3)	17/09/90
Ms. Helen Caffery	Junior Cost Control Clerk (A-3)	Culture & Recreation	Replacing Ms. H. Groeneveld - resigned	\$22,945.00 to \$26,065.52	\$22,945.00 per annum (1 of 4)	17/08/90
Mr. Carl Capuano	Refrigeration/Ac Technician (M-17)	Central Utilities Plant (Division of H.E.C.F.I.)	Replacing Mr. L. Taylor - resigned	\$38,744.16	\$38,744.16 per annum (1 of 1)	10/09/90
Mr. John Collier	Landscape Designer (D-20)	Public Works	Additional Staff - Council approved June 26, 1990	\$38,405.64 to \$43,982.64	\$42,786.64 per annum (5 of 7)	10/09/90
Mr. Robert Delconte	Foreman/woman III (13-C)	Public Works	Replacing Mr. G. MacDonald - resigned	\$31,320.62 to \$35,969.44	\$33,645.04 per annum (2 of 3)	31/07/90
Ms. Catherine Franceschini	Administrative Assistant IV (Q)	Culture & Recreation	New Position - Approved 1990 Budget	\$25,174.76 to \$29,675.36	\$25,174.76 per annum (1 of 5)	10/09/90
Mr. Timothy Huckerby	Custodian (Military Museum) (B-2)	Historical Sites	Replacing Mr. S. Campbell - resigned	\$23,356.84 to \$25,195.56	\$23,356.85 per annum (1 of 2)	17/09/90

Prepared 25/09/90



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Linda Hunter	Control Room Clerk (PA-6)	Parking Authority	Replacing Ms. M. Vanderworp - resigned	\$19,259.76 to \$20,185.36	\$19,259.76 per annum (1 of 2)	25/09/90
Ms. Doreen Johnson	Administrative Assistant IV (Q)	Culture & Recreation	New Position - Approved 1990 Budget	\$25,174.76 to \$29,675.36	\$25,175.76 per annum (1 of 5)	10/09/90
Mr. James Kenney	Lieutenant (C-7)	Fire	Replacing Mr. A. Agostinelli -promoted	\$51,063.31	\$51,063.31 per annum (1 of 1)	10/06/90
Mr. Raymond Lepoidevin	Parking Control Supervisor (N-2)	Traffic	Additional staff - Council approved June 26, 1990	\$33,932.08 to \$40,013.48	\$33,932.08 per annum (1 of 5)	24/09/90
Mr. Bradley McCoy	Parking Congrol Supervisor (N-2)	Traffic	Additional staff - Council approved June 26, 1990	\$33,932.08 to \$40,013.48	\$33,932.08 per annum (1 of 5)	24/09/90
Ms. Catherine McDougall	Clerk Typist III (E-1)	Culture & Recreation	Replacing Ms. L. Zajac - promoted	\$18,773.56 to \$20,182.24	\$18,773.56 per annum (1 of 3)	17/09/90
Mr. William Moffat	Property Officer (A-9(A))	Real Estate	Replacing Mr. K. Nutley - promoted	\$31,019.56 to \$36,986.04	\$31,019.56 per annum (1 of 5)	03/09/90
Ms. Loretta Zajac	Typist Clerk II (E-2)	Culture & Recreation	Replacing Ms. C. Franceschini -promoted	\$19,756.36 to \$22,017.32	\$19,756.36 per annum (1 of 4)	10/09/90
Mr. Joe Zizek	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. T. Verge -promoted	\$28,593.76 to \$29,009.76	\$28,593.76 per annum (1 of 2)	13/09/90

Prepared 25/09/90



THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Adam Marynowicz	Gardener I	Public Works	Resigned	7 years, 1 month	07/09/90
Mr. Gary McDonald	Foreman III (Districts)	Public Works	Resigned	1 year, 5 months	21/09/90
Ms. Cheryl Paul	School Crossing Guard	Traffic	Resigned	1 years, 8 months	07/09/90
Ms. Lisa Pickett	Historical Interpreter	Culture & Recreation	Resigned	1 month	03/09/90
Mr. John Riches	Rink Attendant	Public Works	Resigned	2 years, 3 months	07/09/90
Mr. Craig Ruscinski	Operator Central Utilities	Central Utilities Plant (Division of H.E.C.F.I.)	Resigned	6 years, 1 month	09/09/90
Ms. Grace Smith	School Crossing Guard	Traffic	Resigned	3 years, 3 months	28/08/90
Ms. Victoria Walker	Cleaner	Property	Terminated	35 years, 9 months	14/09/90
Ms. Monique Vandeworp	Control Room Clerk	Parking Authority	Resigned	1 year, 11 months	19/09/90







The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Require:

**THE INSTALLATION OF SMOKE ALARMS AND EMERGENCY LIGHTING**

WHEREAS Section 210 of the Municipal Act, R.S.O. 1980, Chapter 302 provides that the City of Hamilton is authorized to pass by-laws,

24. For providing...fire protection services...
37. For requiring buildings...to be put in a safe condition to guard against fire or other dangerous risk or accident.
39. For authorizing appointed officers to enter at all reasonable times upon any property in order to ascertain whether the provisions of the by-law are obeyed, and to enforce or carry into effect the by-law.
42. For making such other regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS Section 104 of the Municipal Act, empowers the Council to pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for by the Municipal Act as may be deemed expedient and not contrary to law;

AND WHEREAS The City of Hamilton Act 19 , which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to require owners of buildings containing residential occupancies to install smoke alarms and emergency lighting received Royal Assent on the day of 19.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Definitions 1. In this by-law,

- (a) "basement" means any storey below the first storey measured from the top of each floor to the top of the floor next below;
- (b) "City" means The Corporation of the City of Hamilton;
- (c) "dwelling unit" means a room or suite of rooms operated as a housekeeping unit that is used or intended to be used as a domicile by one or more persons and that contains at least one or more of the following facilities: cooking, eating, living, sleeping or sanitary facilities;
- (d) "Fire Chief" means the Chief of the Fire Department of the City;
- (e) "Fire Prevention Inspector" means a member of the Fire Prevention Division of the Fire Department of the City and includes the Fire Chief and any other member of the Fire Department designated by the Fire Chief;



- (f) "occupant" means any person, firm or corporation who is jointly responsible with the owner in respect of the property under consideration over which the occupant has control;
- (g) "owner" includes any person, firm or corporation for the time being managing or receiving rent for the land or premises in connection with which the word is used, whether on his own account or as an agent, trustee or representative, or any other person who would so receive the rent if such land were leased including an owner, occupier, or any person to whom rent is payable;
- (h) "residential occupancy" means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained, but does not include second level lodging houses as defined by City of Hamilton By-law No. 80-259;
- (i) "smoke alarm" means a battery or electrically powered combined smoke detection device and audible alarm device that,
  - i) is designed to sound an alarm upon detection of products of combustion; and
  - ii) is equipped with an indicator which provides a readily visible or audible indication that the device is in operating condition; and
  - iii) has been approved by the Underwriters' Laboratories of Canada and, where electrically powered, also by the Canadian Standards Association;
- (j) "storey" means that portion of a building that is situated between the floor and the ceiling above it.

Application 2. The provisions of this by-law do not apply to matters governed by provincial legislation, including the Ontario Building Code Act, the Fire Marshals Act, the Hotel Fire Safety Act, all amendments thereto and regulations thereunder and the provisions of this by-law are to be construed accordingly.

Installation of Smoke Alarms 3. Every owner of a building containing a residential occupancy shall install or cause to be installed one smoke alarm in each dwelling unit, and in each sleeping room not within a dwelling unit, in accordance with Sections 5 and 6.

Maintenance of Smoke Alarms 4. Every occupant of a dwelling unit shall maintain the smoke alarm in operating condition at all times during occupancy in accordance with the manufacturer's instructions.

Installation of Smoke Alarms 5. Every smoke alarm shall be installed on or near the ceiling in accordance with the manufacturer's instructions and shall be located,

- (a) between each sleeping area and the remainder of the dwelling unit; or
- (b) in the hallway, where a sleeping area is served by a hallway belonging to the dwelling unit; or



- (c) in the path of exit travel on any storey not containing a sleeping area; or
  - (d) in the sleeping area.
- Electrically Powered Smoke Alarms 6.(1) Every installed electrically powered smoke alarm shall be equipped with visual indication that it is in operating condition.
- Ibid. (2) No installed electrically powered smoke alarm shall have a switch between the smoke alarm and the power distribution panel.
- Ibid. (3) Every installed electrically powered smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.
- Hallway Smoke Alarms 7. Every owner of a building over three storeys in height containing dwelling units, shall install and maintain smoke alarms in the hallway of every storey of the building, in accordance with the manufacturer's specifications.
- 8. Every owner shall supply a smoke alarm which emits a strobe light as well as an audible signal, when activated, for any hearing impaired occupant, who requests such a smoke alarm from the owner.
- Emergency Lighting 9.(1) Every owner of a building over three (3) stories in height, containing dwelling units, shall install an emergency lighting system in every means of egress.
- (2) The emergency lighting system shall:
  - (a) provide illumination for at least the period of time prescribed in The Building Code for the classification of the building, (Ontario Regulation 419/86, as amended), and
  - (b) be supplied by a source of energy which is separate from the primary electrical supply for the building, and
  - (c) be designed to automatically commence when power to the building is interrupted, and
  - (d) provide illumination at an average level of at least 10 lux at floor level or 1 watt/m of floor space.
- Inspection 10. Every Fire Prevention Officer may, upon the complaint of a person interested, or when the Fire Prevention Officer considers it necessary to do so, without such complaint, inspect all dwelling units, and for such purpose may at all reasonable hours enter into and upon the building or premises containing the dwelling units for the purpose of examination and ascertaining whether provisions of this by-law have been obeyed and to enforce or carry into effect the by-law.



11. (1) Where a Fire Prevention Inspector ascertains that an owner has not complied with Section 3, Section 5, Section 6, Section 7, or Section 8, the Fire Prevention Inspector may serve a notice personally or by registered mail upon the owner at the owner's last known address, requiring the owner to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.
- Ibid. (2) Where a Fire Prevention Inspector ascertains that an occupant has not complied with Section 4, the Fire Prevention Inspector may serve a notice to comply in writing, personally or by registered mail upon the occupant, requiring the occupant to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.
- Content of Notice 12. The notice to comply shall contain the following information:
1. Name and address of person upon whom notice is served.
  2. Address of premises.
  3. Reasonable particulars of the requirements of this by-law respecting which there is non-compliance and the provisions of this by-law relating thereto.
  4. A requirement that the person served shall remedy the non-compliance forthwith.
- Penalty 13. (1) Every person who fails to remedy the non-compliance set out in the notice to comply on or before the specified date is guilty of an offence and liable to a fine of not more than \$1,000.00.
- (2) Where a corporation is convicted of an offence under section 11(1), the maximum penalty that may be imposed upon the corporation is \$10,000 and not as provided therein.
- Commencement 14. This by-law comes into force and effect on the day of 1990.
- Short Title 15. The short title of this by-law is "The Smoke Alarm By-law"
16. By-law No. 86-253 is hereby repealed in its entirety on the date this by-law comes into force.

PASSED this            day of            A.D. 1990.

City Clerk

Mayor



10/09/90

City of Hamilton  
 Treasury

'496(a)' APPLICATIONS

- |                                 |                                   |
|---------------------------------|-----------------------------------|
| A - Out of Business             | E - Overcharged (Clerical Error)  |
| B - Reduced Space               | F - Undercharged (Clerical Error) |
| C - Fire, Demolition, Otherwise | G - Tax Exempt                    |
| D - Mill Rate Conversion        |                                   |

<u>Application</u> <u>Number</u> (1)	<u>Roll Number</u> (2)	<u>Appeal</u> <u>Year</u> (3)	<u>Reason for</u> <u>Appeal</u> (4)	<u>Tax</u> <u>Cancellations</u> (5)
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REALTY

00312	010 1035 1230	1987	G	\$ 3,273.14
00313	030 2050 6300	1988	C	.00
00314	030 2060 2020	1988	C	442.26
00318	010 0440 1030	1988	C	25.73
00320	060 5930 1149	1988	E	.00
00321-A	010 0210 2340	1988	E	342.82
10133	020 1540 0880	1989	E	\$ 1,666.66
10134	070 8820 0460	1989	D	260.26
10138	040 3325 6410	1989	E	15.30
10139	040 3325 6410	1989	D	241.56
10140	040 3325 6410	1989	D	782.32
10141	050 3610 0910	1989	C	441.00
10142	081 0410 1050	1989	G	<u>5,021.22</u>

\$12,512.27

BUSINESS

00315	020 1550 2650 0020 891 2 17 1988	A	1,267.07
00316	050 4610 0040 0060 891 2 03 1988	A	263.52
00317	050 4610 0040 0061 891 2 03 1988	A	56.12
00319	030 2375 0880 0180 881 2 1988	A	566.79
00321	010 0210 2340 0010 881 1988	E	209.46
00322	010 0110 8020 0040 882 2 01 1988	A	2,013.72
00323	050 4010 8800 0020 901 1 1988	E	<u>.00</u>

\$ 4,376.68

TOTAL	\$16,888.95
	=====

1990 August 30

DW/ce







10/09/90

ROBERT M. MORROW  
MAYOR

Appendix "D" as referred to in  
Section 27 of the TWENTY-THIRD  
Report of the Finance and  
Administration Committee for 1990.



1990 March 20

Honourable Doug Lewis, P.C., M.P.  
Minister of Transport  
Transport Canada Building  
Place de Ville  
Ottawa, Ontario  
K1A 0N5

Honourable Sir:

I am writing to inform you that the Council of the Corporation of the City of Hamilton at its meeting held 1990 March 13 adopted the following resolutions regarding matters relating to the Hamilton Harbour Commission.

- (a) That City Council call upon the Federal Government to revisit the recommendations made by the City's "Task Force to Review the Mandate and Structure of the Hamilton Harbour Commissioner dated January 1989" with specific reference to the structure and composition of the Hamilton Harbour Commissioners.
- (b) That the Federal Government be requested to direct the Chairman of the Hamilton Harbour Commission to refrain from private involvement in any real estate transactions involving the Commission or alternatively that he be directed to resign from the Commission, and
- (c) That an investigation be undertaken to ensure that the 1987 sale of land by J. I. Case Canada to the Hamilton Harbour Commission in which Mr. P. Lush declared a conflict of interest complied in all respects with the Hamilton Harbour Commissioners Act of 1912 which reads in part:

"The Corporation shall not have any transaction of any pecuniary nature, either in buying or selling, with any member thereof, directly or indirectly."

...../2



City Hall,  
71 Main Street West, Hamilton, Ontario, Canada L8N 3T4  
Telephone: (416) 546-2790



Page 2

City Council sincerely hopes that every consideration will be given to the recommendations contained in these resolutions.

Yours truly,



Robert M. Morrow  
Mayor

c.c. Alderman B. Hinkley, Chairman, Finance and Administration Comm.  
Alderman T. Cooke  
Ms. P. Noé Johnson, City Solicitor  
Mr. C. Furry, Secretary, Hamilton Harbour Commissioners ;



NOTICE OF MOTION







### **Notice of Motion**

**Alderman V. J. Agro gave notice that he would move the following Notice of Motion at the next regular meeting of City Council.**

**Resolved:**

**WHEREAS the south side of King Street East has not been successful as a pedestrian mall, and**

**WHEREAS the merchants on that side of the street have suffered financially because all vehicular traffic is prohibited from 11:00 a.m. to 6:00 p.m., and**

**WHEREAS the merchants themselves on the south leg have made this request,**

**BE IT RESOLVED that the prohibition be removed to allow one lane of traffic and some restricted loading zones to allow pick-up and drop offs similar to the privilege recently granted the taxi cabs, and that the present bus depots be not interfered with; and**

**FURTHERMORE that this be done on a trial basis for four (4) months.**







## BY-LAW NO. 90 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"West 2nd	Northbound and Southbound	South Bend
West 33rd	Northbound and Southbound	Bendamere
Pemberton	Eastbound	East 42nd
Acadia	Eastbound and Westbound	Ridgemount".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Tragina	East	from a point 264 feet north of Britannia to a point 81 feet northerly therefrom	Anytime
Tragina	West	from a point 262 feet north of Britannia to a point 61 feet northerly therefrom	Anytime
Inverness	South	Upper Wellington to 30 feet east	Anytime
Maplewood	South	Cedar to 39 feet west	Anytime".

and by deleting therefrom the following item, namely:-

"Inverness	South	Upper Wellington to a point 30 feet west of the west curbline of East 11th	Anytime".
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3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Limeridge	North	125 feet	21 feet west of the east curbline of Leggett	7:00 a.m. - 6:00 p.m. Monday to Saturday".
------------	-------	----------	--	--

and by deleting therefrom the following item, namely:-

Limeridge	North	40 feet	commencing at a point 21 feet west of the east curbline of Leggett	7:00 a.m. - 6:00 p.m. Monday to Saturday".
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4. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Caroline	West	40 feet	116 feet south of York	Anytime".
-----------	------	---------	------------------------	-----------

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

J-1

MAYOR



## BY-LAW NO. 90 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 2 (Two Hour Limit)** the following items, namely:-

"Myler	South	Westinghouse to Sanford
Westinghouse	East	120 ft. north of Barton to Myler".

and by deleting from **Section 3 (One Hour Limit)** the following item, namely:-

"Westinghouse	East	Barton to 93 ft. north".
---------------	------	--------------------------

2. **Schedule 25 A (Parking Time Limits)** is hereby amended by deleting from **Section 22 (One Hour Limit)** the following items, namely:-

"Delmar	North	Daytona to Columbia
Columbia	West	Delmar to a point 52 feet south of the northerly end".

and by adding thereto the following item, namely:-

"Delmar	North	Daytona to 133 feet west of Columbia".
---------	-------	--

3. **Schedule 25B (Parking Time Limits)** is hereby amended by deleting from **Section 4 (One Hour Limit)** the following item, namely:-

"Monterey	South	Park Row to Province".
-----------	-------	------------------------

4. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Delmar	North	Columbia to 133 feet west
Columbia	West	Delmar to north end
Inverness	South	from a point 30 feet east of Upper Wellington to a point 30 feet west of the west curb line of East 11th.

and by deleting therefrom the following item, namely:-

"Columbia	West	Northerly end to 52 ft. south".
-----------	------	---------------------------------

5. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Monterey	South	Park Row to Province	Anytime
Colbourne	Both	Park to Bay	Anytime".

PASSED THIS                      DAY OF                      , A.D. 19   .

\_\_\_\_\_  
City Clerk

J-2

\_\_\_\_\_  
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1334, 1340,  
1342 AND 1348 UPPER SHERMAN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10E(2)(a)3 of By-law No. 6593, Street Townhouse Dwellings shall be prohibited;
- (b) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the northerly and southerly lot lines and along the rear lot line;
- (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained within the required landscaped planting strips.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.



4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1188.

5. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1188.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

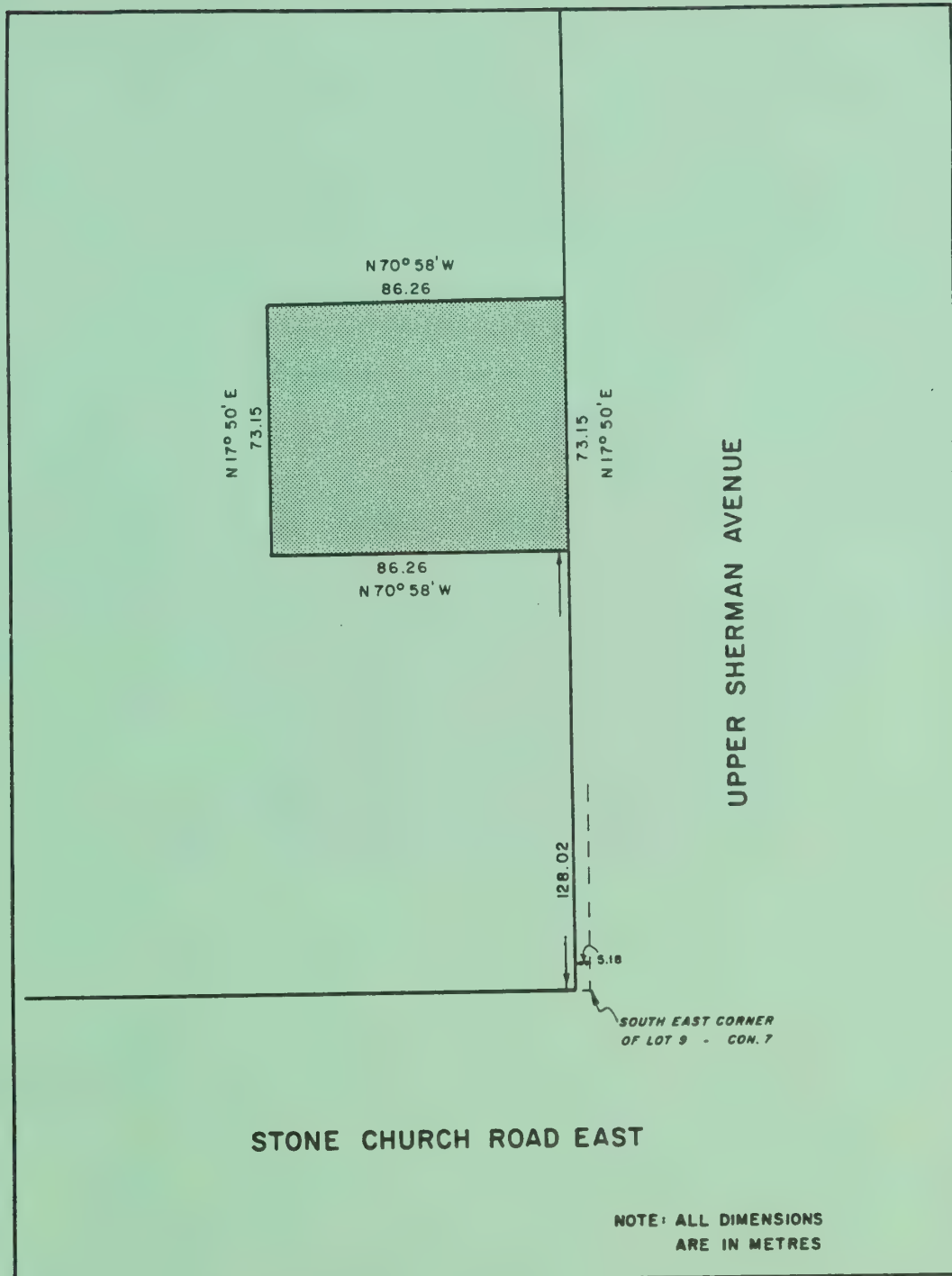
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 15 R.P.D.C. 17(b), August 28  
Joe Mancinelli, Henry Mancinelli  
and Ricardo Persi, Owners  
Amended ZA-89-101





THIS IS SCHEDULE "A" TO BY-LAW NO. 90-\_\_\_\_\_  
PASSED THE \_\_\_\_ DAY OF \_\_\_\_\_ 1990

\_\_\_\_\_  
Clerk


\_\_\_\_\_  
Mayor


# CITY OF HAMILTON

SCHEDULE "A"  
MAP FORMING PART OF  
BY-LAW NO. 90-  
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## LEGEND

 CHANGE IN ZONING FROM "AA" (AGRI-  
CULTURAL) DISTRICT TO "RT-20"  
(TOWNHOUSE - MAISONETTE) DISTRICT,  
MODIFIED.

North 	Scale NOT TO SCALE	Reference File No. ZA 89-101
	Date SEPT. 1990	Drawn By Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 140 OAK AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Section 14(1) of By-law No. 6593, sheet metal duct and fittings manufacturing shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1146.

4. Sheet No. E-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1146.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

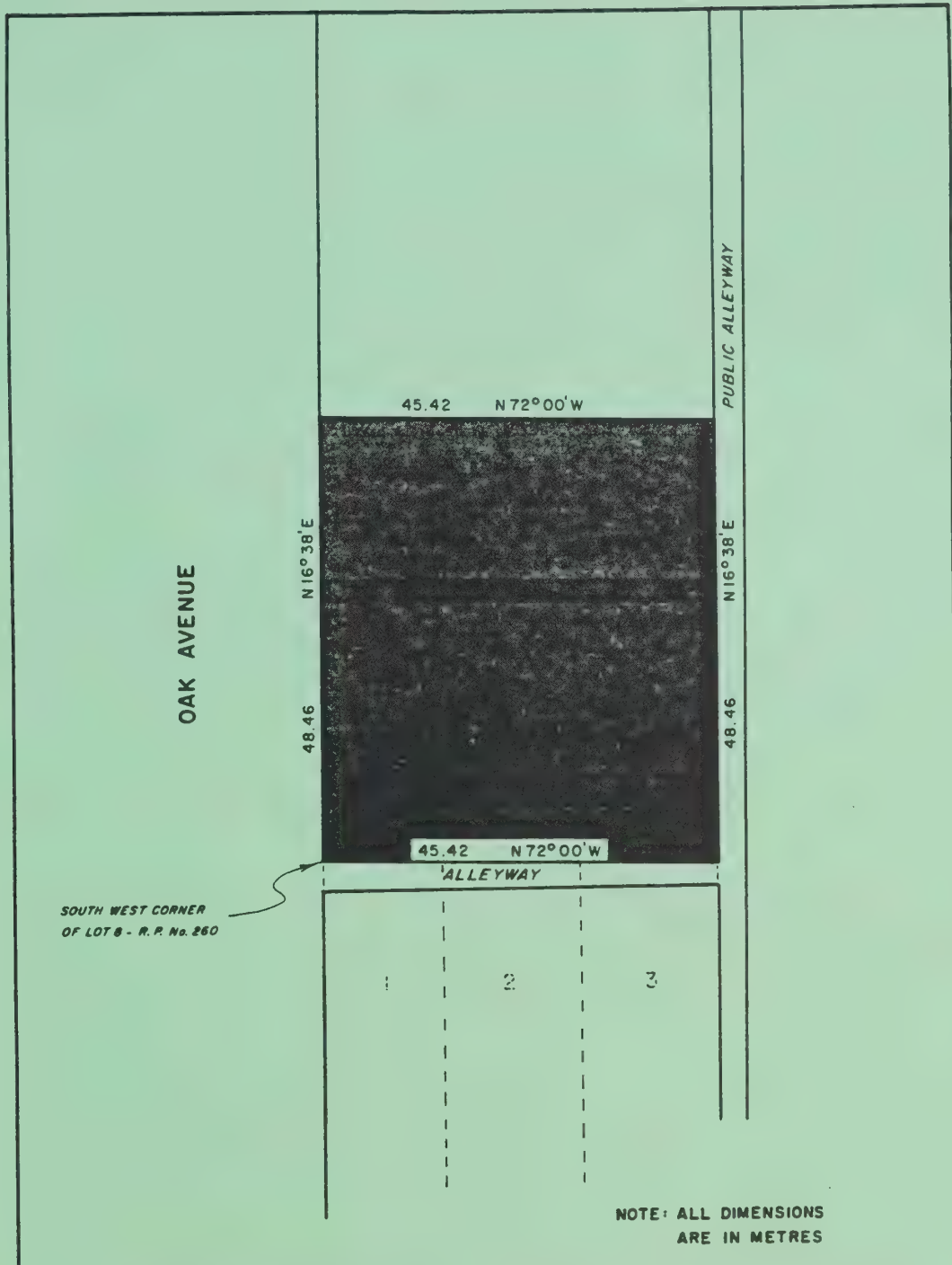
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1989) 24 R.P.D.C. 16, October 31  
Munro Metal Products Ltd., Prospective Owner  
ZA-89-59





THIS IS SCHEDULE "A" TO BY-LAW NO. \_\_\_\_\_  
PASSED THE \_\_\_\_\_ DAY OF \_\_\_\_\_

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Mayor


**CITY OF HAMILTON**  
**SCHEDULE "A"**  
**MAP FORMING PART OF**  
**BY-LAW NO.**

**TO AMEND BY-LAW NO. 6593**

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

**Legend**

 **LANDS TO BE REGULATED**  
**BY BY-LAW NO.**

North 	Scale NOT TO SCALE	Reference File No. ZA 89-59
	Date OCTOBER 30, 1989	Drawn By Z. K.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED IN THE CENTRAL AREA  
(LANDS BOUNDED BY HAMILTON HARBOUR, THE NIAGARA ESCARPMENT,  
QUEEN STREET AND VICTORIA AVENUE)

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

129. Lands located in the Central Area, bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue, shown on Appendix 129 hereto annexed and forming part of this by-law.

2. Appendix 129 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this                      day of                      A.D. 1990.

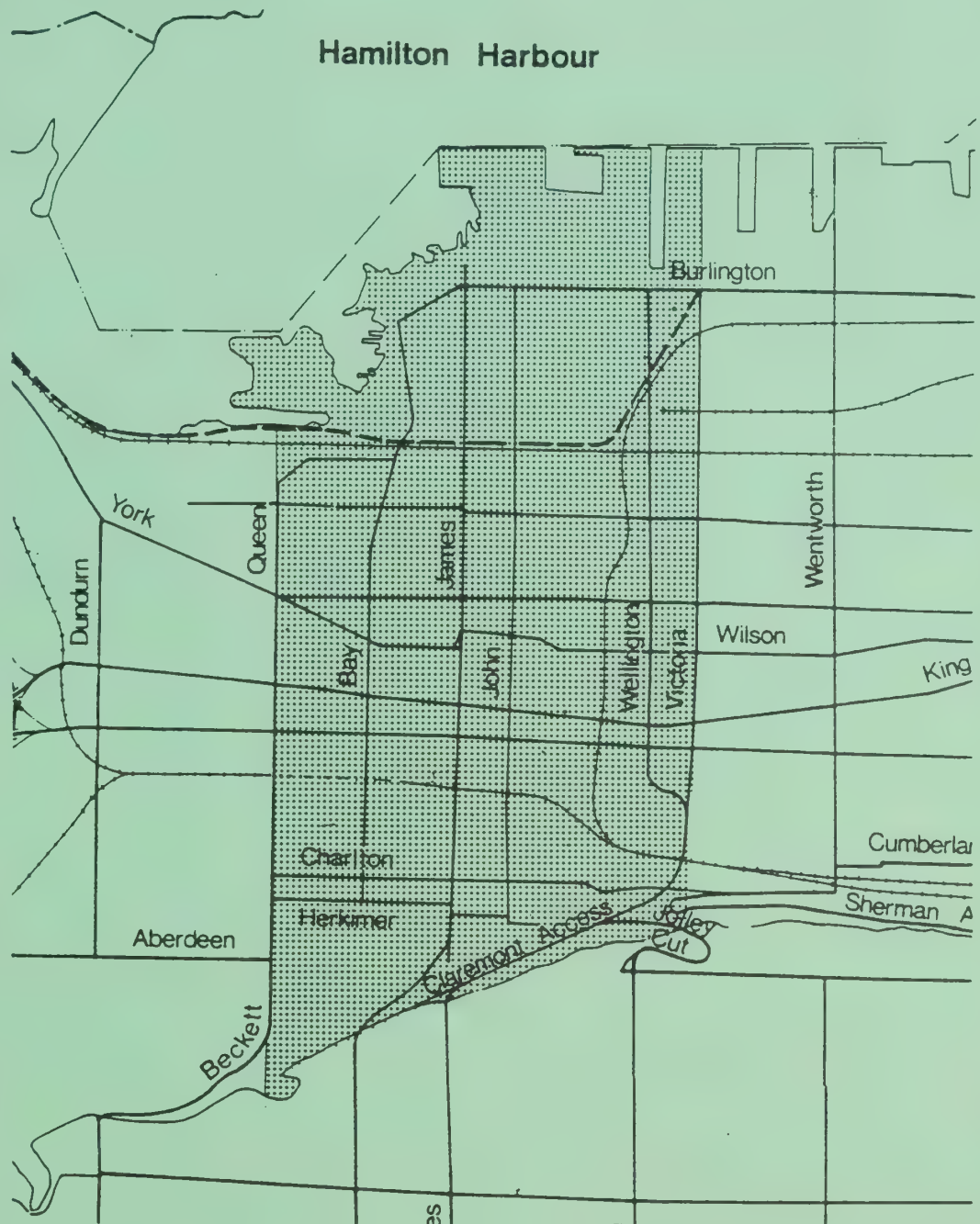
City Clerk

Mayor

(1990) 13 R.P.D.C. 12(a), July 31



# Hamilton Harbour



This is Schedule A to By-Law No. 90- .....  
Passed the ..... day of ....., 1990.

.....  
Clerk

.....  
Mayor

## City of Hamilton Appendix 129 to By-Law No.79-275

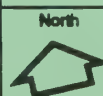
as Amended by  
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend



Lands Designated Under this By-Law  
as an area of Site Plan Control pursuant  
to Section 40 of the Planning Act.



North

Scale  
NOT TO SCALE

Date  
September, 1990

Reference File No.

Drawn By  
L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 79 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) a landscaped planting strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire southerly rear lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1169.



5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1169.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this                      day of                      A.D. 1990.

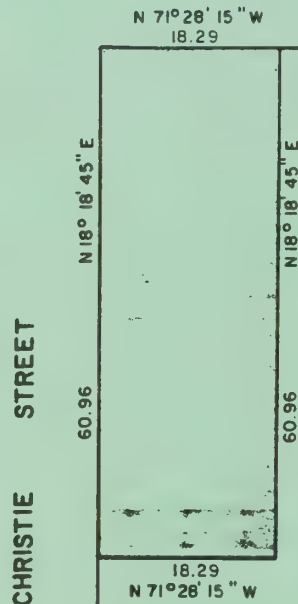
City Clerk

Mayor

(1990) 7 R.P.D.C. 6, March 27  
Walter Vucetich, Owner  
ZA-90-11



# RYMAL ROAD WEST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-\_\_\_\_\_  
Passed the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 90-\_\_\_\_\_

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)  
District to "HH" (Restricted Community  
Shopping and Commercial) District,  
modified.

North



Scale  
NOT TO SCALE

Date  
SEPTEMBER, 1990

Reference File No.  
ZA 90-11

Drawn By  
L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Remove:

**PART OF "LILLIAN HEIGHTS - PHASE 2" REGISTERED PLAN OF SUBDIVISION  
FROM PART-LOT CONTROL**

**WHEREAS** subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

**AND WHEREAS** subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

**AND WHEREAS** authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-90 on the 27th day of March 1990 to remove part of "Lillian Heights - Phase 2" Registered Plan of Subdivision from Part-Lot Control;

**AND WHEREAS** By-law No. 90-90 was registered on title on the 19th day of April 1990 as Instrument No. 277428 L.T.;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 2 of the 17th Report of the Planning and Development Committee at its meeting held on the 9th day of October 1990, directed that a by-law be prepared to extend the removal of part-lot control for a further one-year period.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

1. All of Lots 1-30, 53-67, 69-138, inclusive, and Block 140 of Registered Plan Number 62M-639, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.



2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

(b) This by-law shall continue in force and effect for a term not to exceed one year from the date of registration in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 17 R.P.D.C. 2, October 9



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1461 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49C and E-49D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) Section 10E(2)(a)3 of By-law No. 6593 shall not apply;
- (b) a planting strip not less than 3.0 m in width shall be provided and maintained along the easterly lot line;
- (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.



4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1190.

5. Sheets No. E-49C and E-49D of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1190.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this                      day of                      A.D. 1990.

City Clerk

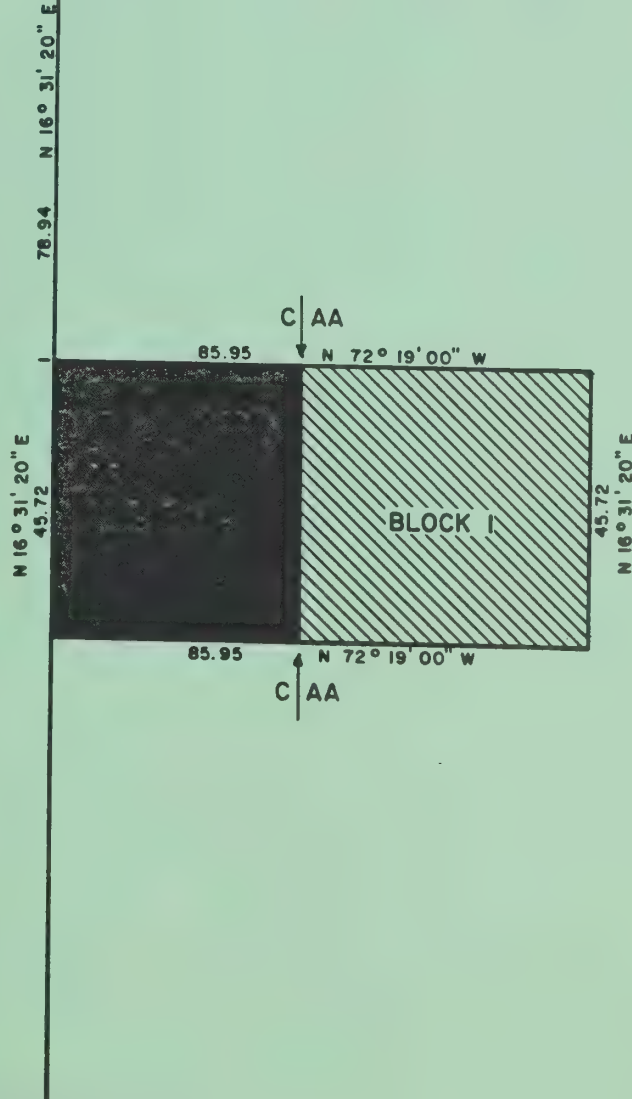
Mayor

(1990) 16 R.P.D.C. 24, September 25  
Malatesta Brothers Construction, Owners  
Amended ZA-90-52



ANNA CAPRI DRIVE

UPPER GAGE AVENUE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-.....  
Passed the ..... day of ....., 1990.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 90-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from:



"AA" (Agricultural) District to "RT-20"  
(Townhouse - Maisonette) District, Modified.



"C" (Urban Protected Residential, etc.) District to  
"RT-20" (Townhouse - Maisonette) District,  
Modified.

North



Scale  
NOT TO SCALE

Date  
SEPTEMBER, 1990

Reference File No.  
ZA 90-52

Drawn By  
L.B.



**BY-LAW NO. 90 -**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF OCTOBER A.D., 1990.**

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1990

**CITY CLERK**

**MAYOR**



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 90-

TO INCORPORATE THE SOUTHERLY 81 METRES  
OF PART 1 ON PLAN 62R-10413  
INTO MOUNT PLEASANT AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Mount Pleasant Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Mount Pleasant Avenue.

Parcel 5-19  
Section Bar.8(c)

Part of Lot 5, Concession 8, in the geographic Township of Barton designated as the southerly eight-one metres (81.0m) of Part 1 on Plan 62R-10413

City of Hamilton  
Regional Municipality of Hamilton-Wentworth  
being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 90-

TO INCORPORATE PART OF PART 6, PLAN 62R-9499  
INTO DONN AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Donn Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Donn Avenue.

Part of Lot 24, Concession 2, geographic Township of Saltfleet designated as the southerly thirteen point eight two six metres (13.826m) of Part 6 on Plan 62R-9499

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 90-

TO INCORPORATE PART OF PART 6, PLAN 62R-9499  
INTO HIGHRIDGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Highridge Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Highridge Avenue.

Part of Lot 24, Concession 2, geographic Township of Saltfleet designated as the most northerly zero point three metres (0.3m) of Part 6 on Plan 62R-9499

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 90-

TO INCORPORATE PART 10, PLAN 62R-9499  
INTO DOWN AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Down Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Down Avenue.

Part of Lot 24, Concession 2, geographic Township of Saltfleet  
designated as Part 10 on Plan 62R-9499

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor



BY-LAW NO. 90 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25A (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to **Section 26 (One Hour Limit)** the following item, namely:-

"Laurier	North	Columbia to Delmar".
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2. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting from **Section 19 (Half Hour Limit)** the following item, namely:-

"MacNab	East	Colbourne to Mulberry".
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and by adding thereto the following sub-section, namely:-

"20. Half Hour Limit, between the hours of 8 o'clock in the forenoon and 8 o'clock in the following forenoon (24 hours) on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
MacNab	East	Colbourne to Mulberry".

4. **Schedule 34 (Sticker Permit Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Grosvenor	West	commencing at a point 300 feet north of Dunsmore to a point 20 feet northerly therefrom	Anytime".
------------	------	---	-----------

and by adding thereto the following item, namely:-

"Burton	South	commencing at a point 104 feet east of Emerald to a point 22 feet easterly therefrom	Anytime".
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PASSED THIS DAY OF , A.D. 19 .

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



BY-LAW NO. 90 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Section 33a (Permit Parking) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:

(a) by adding to sub-section (1) the following item, namely:-

"(e) "home services parking permit" means a permit issued by the Director of Traffic Services to residents who are confined to their homes such that they rely on others for essential services".

(b) by adding thereto the following sub-section, namely:-

"(12a) "home services parking permits" issued to residents who are confined to their homes may be given to motorists to allow them to park their vehicles within existing "Permit Parking" areas in the permit holder's block while providing essential services, for a maximum length of time of two hours".

(c) by adding thereto the following sub-section, namely:-

"(12b) Subsection (12) shall not apply to persons parking a vehicle displaying in the lower left corner of the windshield, a "home services parking permit" for a specific block".

(d) by deleting subsection (12) in it's entirety and by substituting therefore the following section, namely:-

"12. No person shall park a vehicle in a permit parking space specified under subsection 7 and on a block designated in schedule 34 other than the vehicle for which a parking permit has been issued and is in force and is affixed permanently to the inside of the lower left corner of the windshield facing the exterior of the vehicle on the driver's side, except that this provision shall not apply to vehicles displaying "home services parking permits".

PASSED THIS                      DAY OF                      , A.D. 19                      .

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



## BY-LAW NO. 90 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Rowena	Eastbound	Quaker
Florence	Eastbound	Ray
Burlington	Eastbound and Westbound	MacNab
Bay	Northbound and Southbound	Strachan".

and by deleting therefrom the following item, namely:

"Bay	Northbound and Southbound	Picton".
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2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Glen Echo	East	Loyalist to 68 feet north	Anytime
Glen Echo	East	Loyalist to 118 feet south	Anytime
Laurier	South	commencing at a point 138 feet east of Columbia to a point 175 feet easterly therefrom	Anytime".

and by deleting therefrom the following item, namely:-

"Emerald	West	Robert to 52 feet south	Anytime".
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3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Lawnhurst	South	120 feet	commencing at a point 156 feet west of the west curbline of the east leg of Lawnhurst	7:00 a.m. - 6:00 p.m. Monday to Saturday
Bendamere	South	80 feet	commencing at a point 50 feet west of Columbia	7:00 a.m. - 6:00 p.m. Monday to Saturday
Bendamere	South	40 feet	commencing at a point 210 feet west of Columbia	7:00 a.m. - 6:00 p.m. Monday to Saturday
Bendamere	South	120 feet	commencing at a point 322 feet west of Columbia	7:00 a.m. - 6:00 p.m. Monday to Saturday".

and by deleting therefrom the following item, namely:-

"Limeridge	North	125 feet	commencing at a point 21 feet west of the east curbline of Leggett	7:00 a.m. - 6:00 p.m. Monday to Saturday".
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PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 90 -

To Amend

Traffic By-law No. 89-72

Parking of Motor Vehicles on Private and Municipal Property No. 89-75

Fire Routes By-law No. 89-73

Respecting:

PARKING VIOLATION PENALTIES

WHEREAS each of the aforementioned by-laws provide for the tagging of motor vehicles and the payment of penalties out of court;

AND WHEREAS the Council of the Corporation of the City of Hamilton in adopting Item 14 of the 12th Report of the Transport and Environment Committee at its' meeting held on the 25th day of September, 1990, directed that the parking violation fines for "No Stopping" violations, unauthorized parking on private property and illegal parking in reserved handicapped spaces on private property be increased as hereinafter provided.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:-

1. Section 43a of By-law 89-72 to regulate traffic passed on the 28th day of February 1989 is hereby amended:
  - a) by striking out "twenty-five dollars" in the second line of Sub-Section (4)(a) and by inserting in lieu thereof "fifty dollars"; and
  - b) by striking out "twenty five dollars" in the second line of Sub-Section (4)(b) and by substituting in lieu thereof "fifty dollars".
2. Section 17 of By-law 89-73 (Fire Routes) passed and enacted on the 28th day of February 1989 is hereby amended by striking out "\$25.00" from Sub-Section (b) and by inserting in lieu thereof "\$50.00".
3. Section 11 of By-law 89-75 (Parking of Motor Vehicles on Private Property and Municipal Property) passed and enacted on the 28th day of February 1989 is hereby amended:
  - a) by striking out "\$13.00" in the second line and by inserting in lieu thereof "\$20.00".
  - b) by striking out "\$50.00" in the last line and by inserting in lieu thereof "\$100.00".
4. This by-law shall come into force and take effect on the 1st day of April 1991.

PASSED THIS                      DAY OF                      , A.D. 19                      .

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Repeal By-law No. 87-261  
and By-law No. 89-267

And To Provide for Establishment and Operating Grants

Respecting:

ROXBOROUGH CENTRE SENIOR CITIZENS CENTRE

WHEREAS section 3 of the Elderly Persons Centres Act,  
R.S.O. 1980, Chapter 131 provides as follows:

3. (1) The council of a municipality may by by-law approved by the Minister provide for the establishment and operation of centres and may acquire by purchase, lease or otherwise real and personal property for that purpose.

(2) The council of a municipality may pass by-laws granting aid to centres;

AND WHEREAS subsection 4(2) of the said Act provides as follows:

4. (2) There shall be paid to every municipality or approved corporation a sum computed in accordance with the regulations towards the cost of maintaining and operating its approved centre, but no payment shall be made to the approved corporation unless the council of the municipality in which the centre operated by the corporation is situate, or the council of that municipality together with the councils of one or more contiguous municipalities, directs payment to the approved corporation of a sum equal to at least the percentage prescribed by the regulations of the cost as so computed or contributes to the approved corporation personal property or services, approved by the Minister, equivalent in value to at least the prescribed percentage of the said cost;

AND WHEREAS section 11 of O. Reg. 278, R.R.O. 1980, provides as follows:

11. The sum payable by a municipality or municipalities, as the case may be, to an approved corporation under subsection 4(2) of the Act shall be equal to at least 20 per cent of the net monthly cost to the corporation of maintaining and operating its approved centre or centres determined in accordance with the form referred to in subsection 10(1);



**AND WHEREAS** Roxborough Centre Senior Citizens Centre is an elderly persons centre within the meaning of the said Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 11 of the 11th Report of the Parks and Recreation Committee on the 23rd day of June 1987, approved a grant of aid to the Roxborough Senior Centre, upon approval of a corporation to operate the centre in accordance with section 2(1) of the said Act, in the amount of 20% of the net monthly cost to the corporation of maintaining and operating its approved centre;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 87-261 on the 29th day September 1987 to establish the Roxborough Elderly Persons Centre;

**AND WHEREAS** By-law No. 87-261 was not approved by the Minister of Community and Social Services;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 7 of the 7th Report of the Parks and Recreation Committee on the 14th day of March 1989, directed that By-law No. 87-261 be repealed and replaced;

**AND WHEREAS** The Council of The Corporation of the City of Hamilton passed By-law No. 89-267 on the 26th day of September 1989 to establish the Roxborough Senior Citizens Centre;

**AND WHEREAS** By-law No. 89-267 was not approved by the Ministry of Community and Social Services;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 3 of the 18th Report of the Parks and Recreation Committee on the 9th day of October 1990, directed that By-law No. 89-267 be repealed and replaced;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. A centre within the meaning of the Elderly Persons Centres Act is hereby established as Roxborough Centre Senior Citizens Centre, which centre shall be operated at the site municipally known as 785 Britannia Avenue, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. Payment is hereby directed to Roxborough Parc East End Multi-Service Centre, as an approved corporation under the Elderly Persons Centres Act, in the amount of 20% of the net monthly cost to the said corporation of maintaining and operating its approved centre (Roxborough Centre Senior Citizens Centre) determined in accordance with the form referred to in subsection 10(1) of Ontario Regulation 278, made under the Elderly Persons Centres Act.



3. The Mayor and the City Clerk are hereby authorized to execute all documents required for the establishment and operation of the said centre.

4. By-laws No. 87-261 and 89-267 are hereby repealed.

5. This by-law comes into force on approval by the Minister of Community and Social Services.

PASSED this            day of            A.D. 1990.

City Clerk

Mayor

(1987) 11 R.P.R.C. 11, June 23  
(1989) 7 R.P.R.C. 7, March 14  
(1990) 18 R.P.R.C. 3, October 9



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Adopt:

**THE MAIN STREET WEST COMMUNITY IMPROVEMENT PLAN**

**WHEREAS** Section 1 of By-law No. 90-270, passed on the 25th day of September 1990 designated the area described in Schedule "A" and shown on Schedule "B" thereto as a community improvement project area in accordance with subsection 28(2) of the Planning Act, 1983;

**AND WHEREAS** it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Main Street West Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.

3. This by-law comes into force and effect on the date of its approval by the Ministry of Municipal Affairs.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1989) 23 R.P.D.C. 5, October 10



SCHEDULE "A"  
To By-law No. 90-

**PURPOSE:**

To designate Main Street West from Locke to Queen Streets as a Community Improvement Plan Area in order to implement B.I.A. designation, and the subsequent corporation of the City of Hamilton's Commercial Facade Loan Programme and the commercial improvement programme vehicles to meet the improvement needs of the area.

**PREFACE:**

The City of Hamilton is currently in the process of designating the Main Street West B.I.A., on Main Street West between Locke and Queen Streets. This written plan constitutes the corresponding Community Improvement Programme Plan.

**INTRODUCTION:**

Main Street West is slated for major road reconstruction in 1990. As well, the area serves as a gateway into the City. A Community Improvement Plan would coordinate efforts to compliment the future development of the area.

The Official Plan states "Council will undertake to keep in a fit and well maintained condition all municipal properties and other public works." (Subsection .5, 5.4)

In addition to increasing the attractiveness of the area, renovations will increase the revitalization of existing buildings; previously unused space can be transformed into office or apartments.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 400 GRAYS ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "KK" (Restricted Heavy Industrial) District provisions, as contained in Section 17A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) Section 17A(1)(aa) and Section 16A(1)(h) of By-law No. 6593 shall not apply to ancillary office space used by Canada Customs, customs brokers, bonded carriers, and a sufferance warehouse.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "KK" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1192.

4. Sheet No. E-123 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1192.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

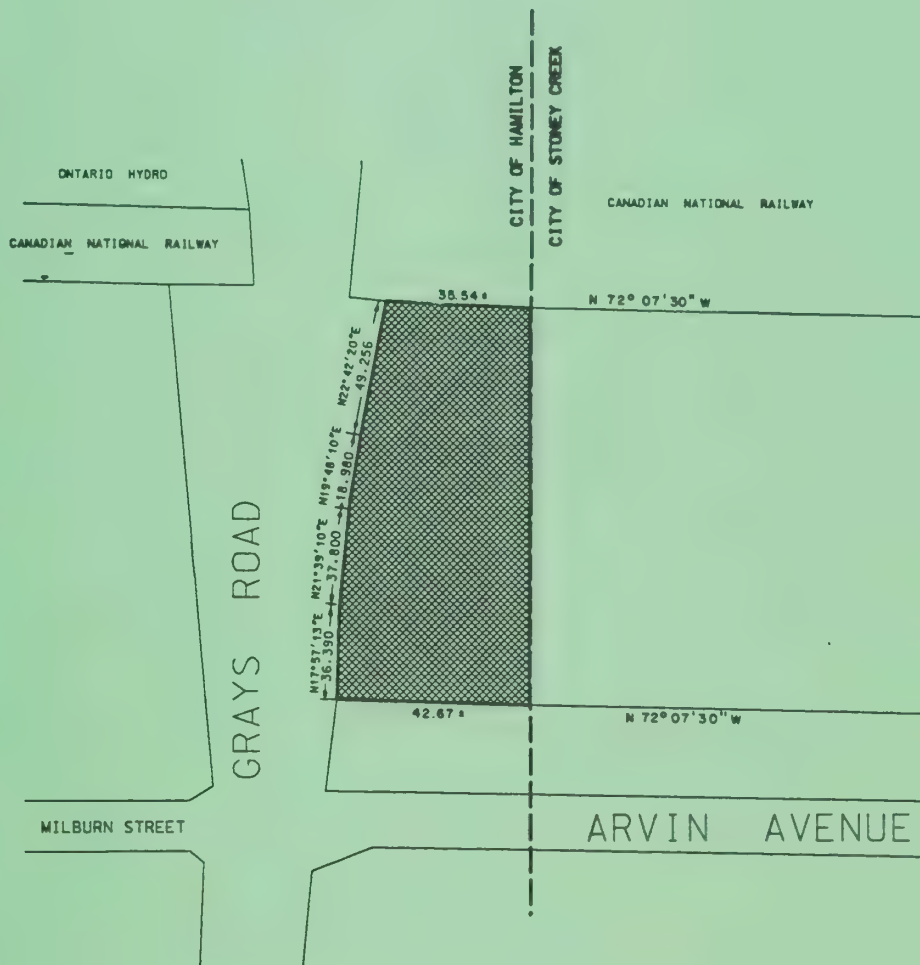
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 16 R.P.D.C. 26(a), September 25  
Intermediate Terminals, Division of Canpac  
International Freight Services Ltd., Owner  
ZA-90-55





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-\_\_\_\_  
 Passed the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
 Clerk

\_\_\_\_\_  
 Mayor

**City of Hamilton**  
**Schedule A**  
 Map Forming Part of  
 By-Law No. 90-\_\_\_\_  
 to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

Legend



Lands to be  
 regulated by By-Law  
 No. 90-

North 	Scale NOT TO SCALE	Reference File No. ZA90-55
	Date SEPTEMBER, 1990	Drawn By T.A.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 400 GRAYS ROAD

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

132. Lands located at Municipal No. 400 Grays Road, shown on Appendix 132 hereto annexed and forming part of this by-law.

2. Appendix 132 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

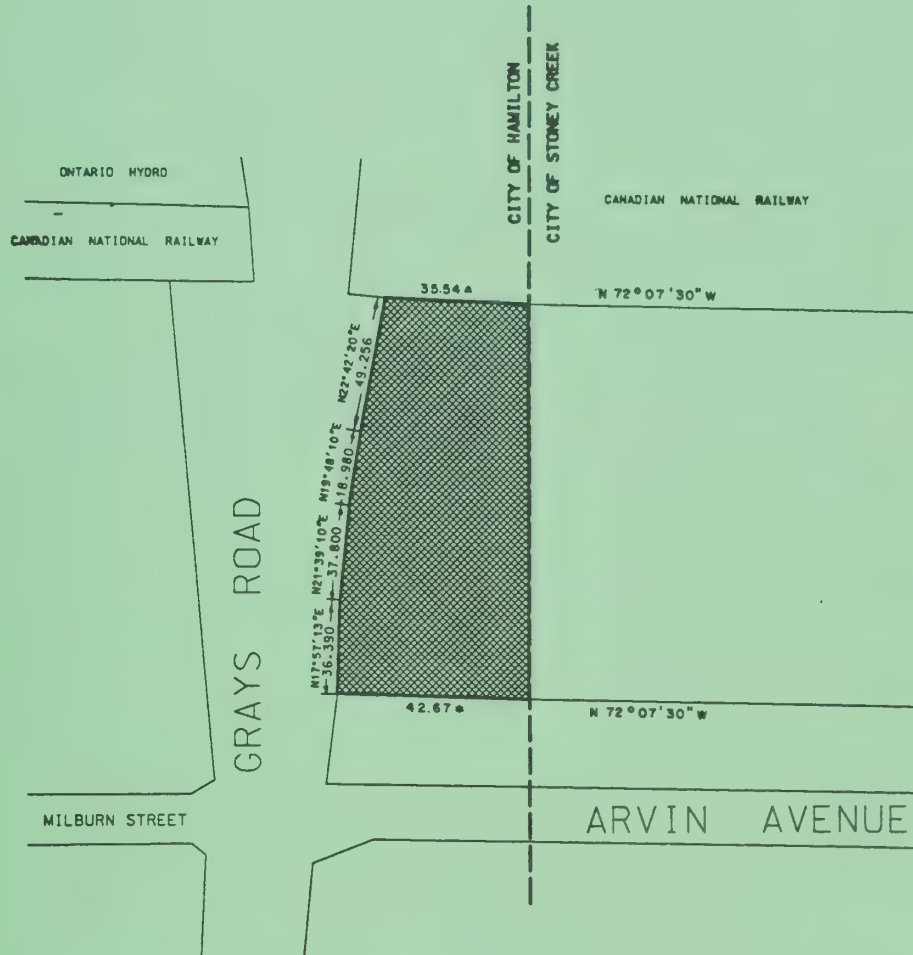
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 16 R.P.D.C. 26(b), September 25  
Intermediate Terminals, Division of Canpac  
International Freight Services Ltd., Owner  
ZA-90-55





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-\_\_\_\_  
 Passed the \_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
 Clerk

\_\_\_\_\_  
 Mayor

**City of Hamilton**  
**APPENDIX 132**  
 To By-Law No. 79-275  
 As amended by  
 By-Law No. 87-223

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

Legend



Lands designated under this By-Law  
 as an area of Site Plan Control  
 pursuant to Section 40 of  
 The Planning Act.



North  
 Scale  
 NOT TO SCALE  
 Date  
 SEPTEMBER, 1990

Reference File No.  
 ZA90-55  
 Drawn By  
 T.A.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 252, 256, 260 AND 262 VICTORIA AVENUE NORTH  
AND 290 BARTON STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-12 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2 shown on Schedule "A" hereto annexed, are amended to the extent only of the special requirements that,

- (a) Section 18(3)(ivc)(b) of By-law No. 6593 shall not apply;
- (b) Sections 18A(11) and (12)(a) of By-law No. 6593 shall not apply;
- (c) Section 18A(1)(d) of By-law No. 6593 shall not apply;
- (d) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the westerly lot line of Block 1 adjoining Victoria Avenue North, except for any area(s) used for vehicular access.



3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1191.

5. Sheet No. E-12 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1191.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this                      day of                      A.D. 1990.

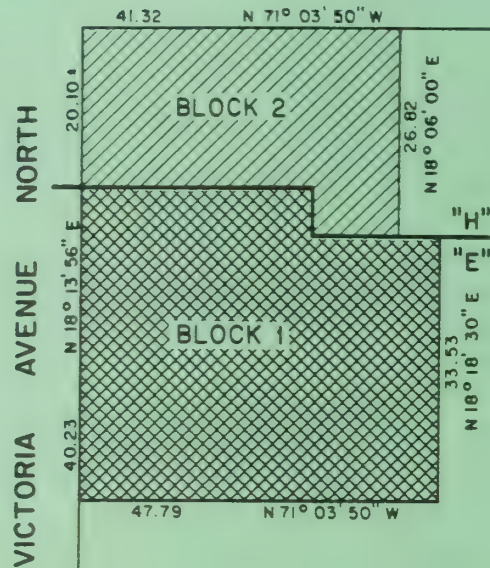
City Clerk

Mayor

(1990) 16 R.P.D.C. 25(a), September 25  
Mintland Developments Inc., Owner  
Amended ZA-90-49



# BARTON STREET EAST



This is Schedule "A" to By-Law No. 90-\_\_\_\_  
 Passed the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
 Clerk

\_\_\_\_\_  
 Mayor

NOTE: All dimensions are in metres

## City of Hamilton Schedule A

Map Forming Part of  
 By-Law No. 90-\_\_\_\_  
 to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

Legend  
 Change in zoning from:  
 "E" (Multiple Dwellings, Lodges, Clubs etc.)  
 District to "H" (Community Shopping and  
 Commercial, etc.) District, modified.

Lands to be regulated by By-Law No. 90-



Scale  
 NOT TO SCALE  
 Date  
 OCTOBER, 1990

Reference File No.  
 ZA90-49  
 Drawn By  
 T.A.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 252, 256, 260 AND 262 VICTORIA AVENUE NORTH  
AND 290 BARTON STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

131. Lands located at Municipal Nos. 252, 256, 260 and 262 Victoria Avenue North and 290 Barton Street East, shown on Appendix 131 hereto annexed and forming part of this by-law.

2. Appendix 131 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this                      day of                      A.D. 1990.

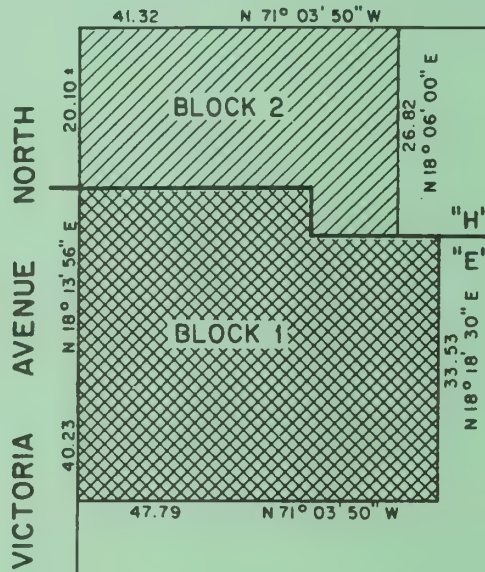
City Clerk

Mayor

(1990) 16 R.P.D.C. 25(b), September 25  
Mintland Developments Inc., Owner  
Amended ZA-90-49



# BARTON STREET EAST



This is Schedule "A" to By-Law No. 90-\_\_\_\_  
 Passed the \_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
 Clerk

\_\_\_\_\_  
 Mayor

NOTE: All dimensions are in metres

## City of Hamilton APPENDIX 131

To By-Law No. 79-275  
 As amended by  
 By-Law No. 87-223

Regional Municipality of Hamilton-Wentworth  
 Planning and Development Department

### Legend



Lands designated under this By-Law  
 as an area of Site Plan Control  
 pursuant to Section 40 of the  
 Planning Act.



Scale  
 NOT TO SCALE

Date  
 OCTOBER, 1990

Reference File No.  
 ZA90-49

Drawn By  
 T.A.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Adopt:

Official Plan Amendment No. 93

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 694-696 UPPER JAMES STREET  
WITHIN THE BONNINGTON NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 93 to the Official Plan of the Hamilton  
Planning Area consisting of Schedule 1, hereto annexed and forming  
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval  
of the Official Plan Amendment referred to in section 1 above, as  
may be requisite, be obtained and for the doing of all things for  
the purpose thereof.

PASSED this            day of            A.D. 1990.

City Clerk

Mayor

(1990) 17 R.P.D.C. 11(a), October 9  
R.H.B. Murray and M.A. Murray, Owners  
ZA-88-124



**AMENDMENT NO. 93**  
**TO THE**  
**CITY OF HAMILTON OFFICIAL PLAN**

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 93.

**PURPOSE**

The purpose of this Amendment is to: 1) redesignate the subject lands from "Residential" to "Commercial"; and 2) establish a "Special Policy Area" to permit limited commercial uses within the existing building.

**LOCATION**

The subject lands are known municipally as 694-696 Upper James Street, within the Bonnington Neighbourhood.

**BASIS**

The basis for permitting the conversion of the existing building for limited commercial uses is as follows:

- the subject lands are suitably located on a major arterial road;
- the proposal is consistent with existing development in the area;
- the proposal will not overburden existing sewers and watermains; and,
- the existing low-profile streetscape is maintained as the existing building is retained.

**ACTUAL CHANGES**

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.



- 2) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.48:

"Within SPECIAL POLICY AREA 53, identified on Schedule B - Special Policy Areas and known municipally as 694-696 Upper James Street, limited commercial uses shall be permitted within the existing building as well as residential uses. In the event the existing building is destroyed, it will only be replaced by a building with the same external dimensions and floor area."

- 3) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 53; and,
- "Area 53 refer to Policy A.2.9.3.48", in the legend.

as shown on the attached Schedule "B" of this Amendment.

#### IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 90-\_\_\_\_\_, passed on the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

THE CORPORATION OF THE

CITY OF HAMILTON

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

K.W.E.:ns  
A:AMENDLET



# **schedule A** **amendment no. 93** to the official plan for the city of hamilton

<b>legend</b> area to be changed from "Residential" to "Commercial"	
date October 15, 1990	drawn by RL
reference file no. 6-2-93	

**DEFERRED NO D-6**  
 UNDER SECTION 14(3) OF  
 THE PLANNING ACT

Lake Ontario

Hamilton Harbour

Cootes Paradise

## **land use concept**

### **legend**

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area
- windermere basin
- per numbers
- sub regional centre

**schedule A**  
 to the official plan  
 for  
 the city of hamilton





**schedule B**  
amendment no. 93  
to the  
official plan  
for the  
city of hamilton

**legend**

Special Policy Area 53 Refer to  
Policy A 2 9 3 48

date  
Oct 15, 1990

drawn by  
R.L.

reference file no  
6 - 2 - 93

**legend**



special policy areas

**special policy  
areas**

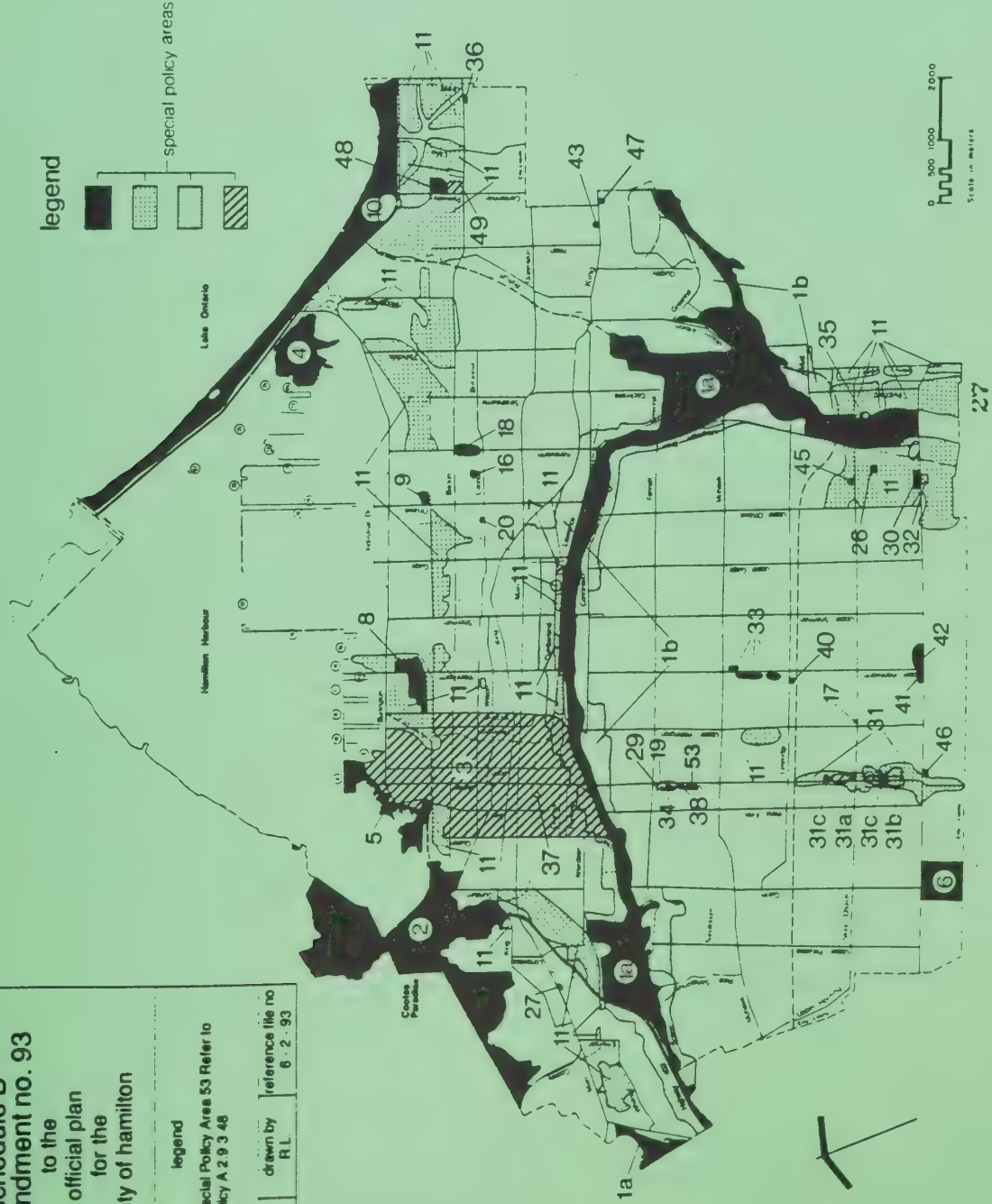
REFER TO  
POLICY

AREA	POLICY
1(a)	A 2 0 1
1(b)	A 2 0 1
2	A 2 0 2
3	A 2 0 3
4	A 2 0 3
5	A 2 0 3
6	A 2 0 3
7	A 2 0 3
8	A 2 0 3
9	A 2 0 3
10	A 2 0 3
11	A 2 0 3
12	A 2 0 3
13	A 2 0 3
14	A 2 0 3
15	A 2 0 3
16	A 2 0 3
17	A 2 0 3
18	A 2 0 3
19	A 2 0 3
20	A 2 0 3
21	A 2 0 3
22	A 2 0 3
23	A 2 0 3
24	A 2 0 3
25	A 2 0 3
26	A 2 0 3
27	A 2 0 3
28	A 2 0 3
29	A 2 0 3
30	A 2 0 3
31	A 2 0 3
32	A 2 0 3
33	A 2 0 3
34	A 2 0 3
35	A 2 0 3
36	A 2 0 3
37	A 2 0 3
38	A 2 0 3
39	A 2 0 3
40	A 2 0 3
41	A 2 0 3
42	A 2 0 3
43	A 2 0 3
44	A 2 0 3
45	A 2 0 3
46	A 2 0 3
47	A 2 0 3
48	A 2 0 3
49	A 2 0 3

Refer to Schedule B - 1 for Special  
Policy Area in the Downtown

**schedule B**  
to the official plan  
for  
the city of hamilton

90 06 30





The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Adopt:

Official Plan Amendment No. 94

Respecting:

LAND LOCATED AT MUNICIPAL NO. 710 UPPER JAMES STREET  
WITHIN THE BONNINGTON NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton  
enacts as follows:

1. Amendment No. 94 to the Official Plan of the Hamilton  
Planning Area consisting of Schedule 1, hereto annexed and forming  
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval  
of the Official Plan Amendment referred to in section 1 above, as  
may be requisite, be obtained and for the doing of all things for  
the purpose thereof.

PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 17 R.P.D.C. 12(a), October 9  
Katherine Murray, Owner  
ZA-90-31



**AMENDMENT NO. 94**  
**TO THE**  
**CITY OF HAMILTON OFFICIAL PLAN**

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 94.

**PURPOSE**

The purpose of this Amendment is to: 1) redesignate the subject lands from "Residential" to "Commercial"; and 2) establish a "Special Policy Area" to permit limited commercial uses within the existing building.

**LOCATION**

The subject lands are known municipally as 710 Upper James Street, within the Bonnington Neighbourhood.

**BASIS**

The basis for permitting the conversion of the existing building for limited commercial uses is as follows:

- the subject lands are suitably located on a major arterial road;
- the proposal is consistent with existing development in the area;
- the proposal will not overburden existing sewers and watermains; and,
- the existing low-profile streetscape is maintained as the existing building is retained.

**ACTUAL CHANGES**

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.



- 2) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.49:

"Within SPECIAL POLICY AREA 54, Identified on Schedule B - Special Policy Areas and known municipally as 710 Upper James Street, limited commercial uses shall be permitted within the existing building as well as residential uses. In the event the existing building is destroyed, it will only be replaced by a building with the same external dimensions and floor area."

- 3) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 54; and,
- "Area 54 refer to Policy A.2.9.3.49", in the legend.

as shown on the attached Schedule "B" of this Amendment.

#### IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 90-\_\_\_\_\_, passed on the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

#### THE CORPORATION OF THE CITY OF HAMILTON

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

K.W.E.:ns  
A:\AMENDLET



**schedule A**  
**amendment no. 94**  
 to the  
 official plan  
 for the  
 city of hamilton

area to be enlarged from  
 "Residential" to "Commercial"  
 legend  
 date  
 October 15 1990  
 drawn by  
 R.L.  
 reference file no.  
 6 2 94

DEFERRED NO D-8  
 UNDER SECTION 14(3) OF  
 THE PLANNING ACT

Lake Ontario

Hamilton Harbour

Cootes Paradise

**land use concept**

**legend**

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area
- underwater basin
- peer numbers
- sub regional centre

**schedule A**  
 to the official plan  
 for  
 the city of hamilton  
 JUNE 30 1990





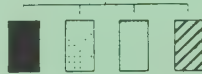
# **schedule B** amendment no. 94 to the official plan for the city of hamilton

## **legend**

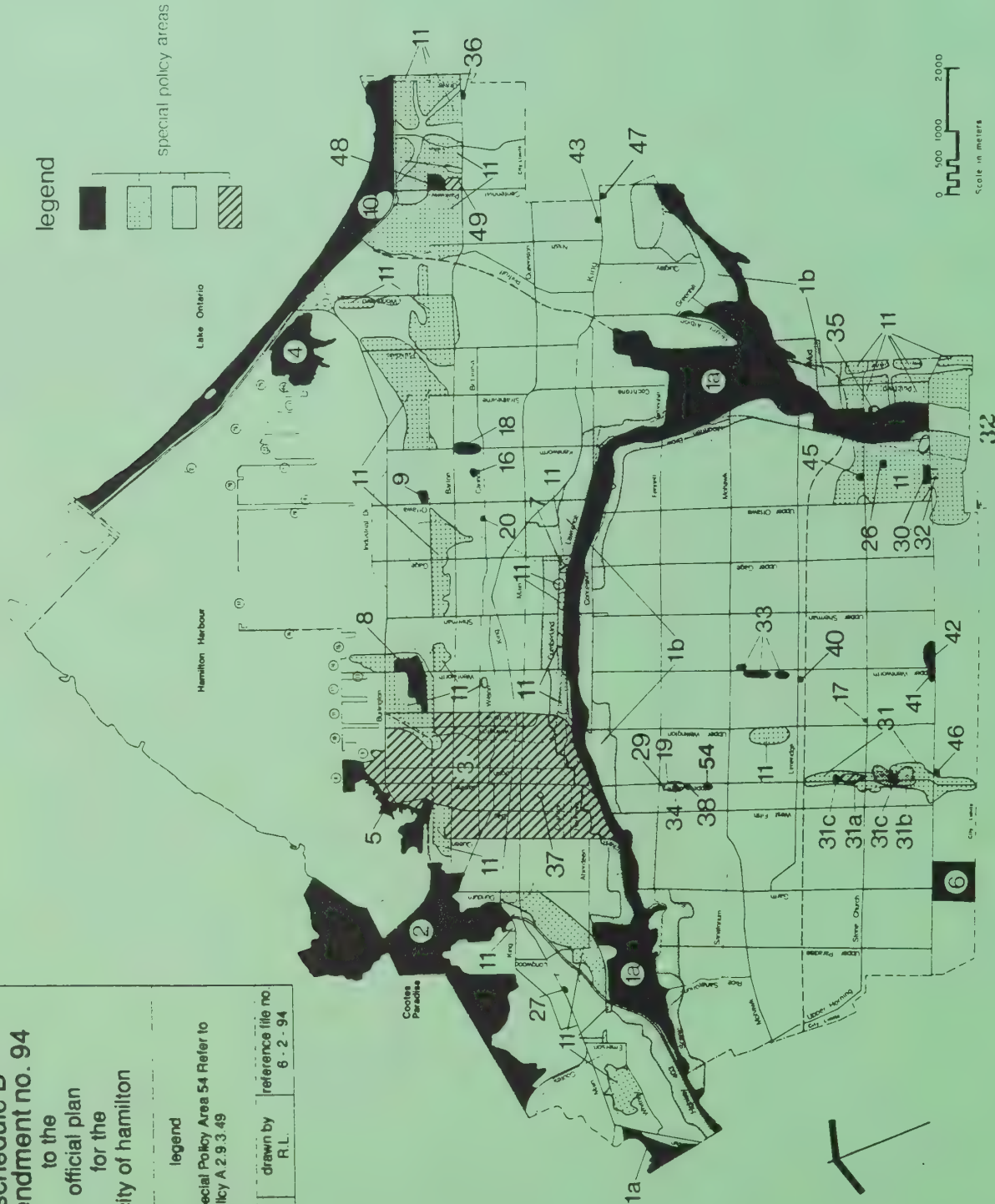
Special Policy Area 54 Refer to  
Policy A 2.9.3.49

date	drawn by	reference file no.
Oct 15, 1990	R.L.	6-2-94

## **legend**



special policy areas



# **special policy areas**

REFER TO  
POLICY

AREA	
1(a)	A 2.9.1.
1(b)	A 2.9.1.1.
2	A 2.9.2.
3	A 2.9.3.
4	A 2.9.3.1.
5	A 2.9.3.2.
6	A 2.9.3.3.
7	A 2.9.3.4.
8	A 2.9.3.5.
9	A 2.9.3.6.
10	A 2.9.3.7.
11	A 2.9.3.8.
12	A 2.9.3.9.
13	A 2.9.3.10.
14	A 2.9.3.11.
15	A 2.9.3.12.
16	A 2.9.3.13.
17	A 2.9.3.14.
18	A 2.9.3.15.
19	A 2.9.3.16.
20	A 2.9.3.17.
21	A 2.9.3.18.
22	A 2.9.3.19.
23	A 2.9.3.20.
24	A 2.9.3.21.
25	A 2.9.3.22.
26	A 2.9.3.23.
27	A 2.9.3.24.
28	A 2.9.3.25.
29	A 2.9.3.26.
30	A 2.9.3.27.
31	A 2.9.3.28.
31(a)	A 2.9.3.29.
31(b)	A 2.9.3.30.
31(c)	A 2.9.3.31.
32	A 2.9.3.32.
33	A 2.9.3.33.
34	A 2.9.3.34.
35	A 2.9.3.35.
36	A 2.9.3.36.
37	A 2.9.3.37.
38	A 2.9.3.38.
39	A 2.9.3.39.
40	A 2.9.3.40.
41	A 2.9.3.41.
42	A 2.9.3.42.
43	A 2.9.3.43.
44	A 2.9.3.44.

Refer to Schedule B - 1 for Special  
Policy Areas in the Downtown

## **schedule B**

to the official plan  
for  
the city of hamilton

90 06 30



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593  
As Amended By By-law No. 86-273

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 69 RYMAL ROAD EAST  
AND THE REAR PART OF MUNICIPAL NO. 75 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-273 on the 1st day of October 1986 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located at Municipal Nos. 55 and 59 Rymal Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 22 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, recommended that Zoning By-law No. 6593, as amended by By-law No. 86-273, be further amended to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-9D and E-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".



2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1(b) are amended to the extent only of the special requirement that,

- (a) a planting strip not less than 1.5 m in width, and a visual barrier not less than 1.2 m and not more than 2.0 m in height, shall be provided and maintained along the easterly side property line.

3. Section 2 of By-law No. 86-273 is amended by deleting the words "of Block 2 and along the easterly lot lines of Blocks 2 and 3" in the last paragraph, and inserting in lieu thereof "and along the northerly 53.40 m portion of the easterly lot line of Block 2.

4. In all other respects, By-law No. 86-273 is hereby confirmed, unchanged.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2 of this by-law and Section 2 of By-law No. 86-273.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-980a.

7. Sheets No. E-9D and E-9E of the District Maps are amended by marking the lands referred to in section 1(b) of this by-law and section 1(b) of By-law No. 86-273, S-980a.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

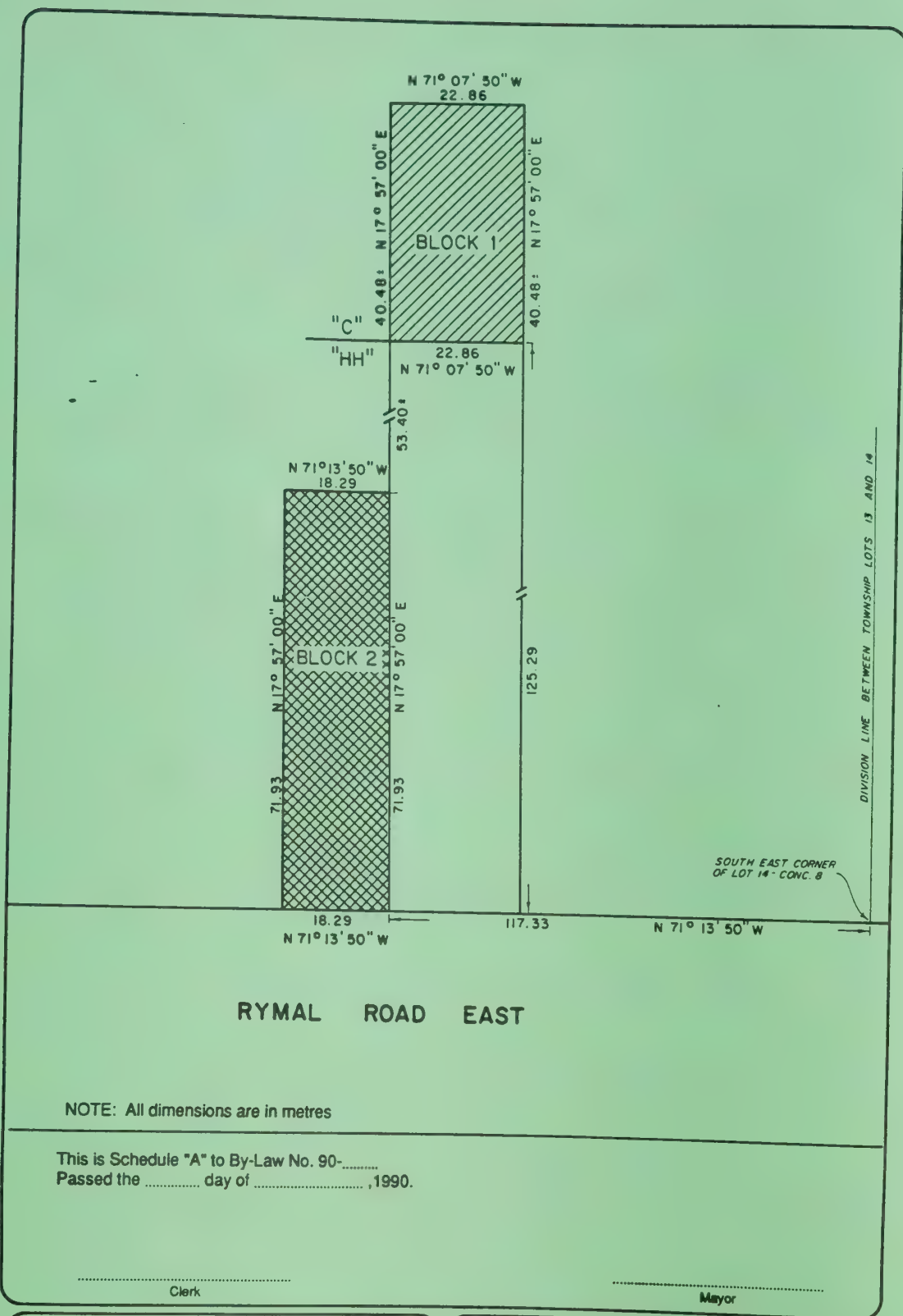
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 16 R.P.D.C. 22, September 25  
668550 Ontario Limited (A. Tuite and  
L. Centurami), Owners  
Amended ZA-90-43





City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 90-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from:



"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.



"AA" (Agricultural) to "HH" (Restricted Community Shopping and Commercial) District, Modified.

North



Scale  
NOT TO SCALE

Date  
OCTOBER, 1990

Reference File No.  
ZA 90-43

Drawn By  
L.B.



The Corporation of the City of Hamilton

BY-LAW NO. 90-

To Amend:

Zoning By-law No. 6593  
As Amended by By-law No. 87-184

Respecting:

LANDS LOCATED ON THE SOUTH SIDE OF BEAVERTON DRIVE  
AND EAST OF ACADIA DRIVE  
(MUNICIPALLY KNOWN AS NO. 15 BEAVERTON DRIVE)

WHEREAS By-law No. 87-184, passed by the Council of The Corporation of the City of Hamilton on the 23rd day of June 1987, rezoned the above-captioned lands from "AA" (Agricultural) District to "R-4"-H' (Small Lot Single-Family Detached - Holding) District, for the land comprised in Block 1 and from "C" (Urban Protected Residential, etc.) District to "R-4"-H' (Small Lot Single-Family Detached - Holding) District, for the land comprised in Block 2, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS Section 2(a) of By-law No. 87-184 provides that upon installation of all such municipal sewers as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No. 87-184;

AND WHEREAS By-law No. 87-184 amended Section 19B of By-law No. 6593 by noting the lands described in Schedule "A" annexed thereto as S-1028 regarding the completion of a plan of subdivision;

AND WHEREAS the draft plan of subdivision for the lands described in Schedule "A" has been approved;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Section 29 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, recommended that the City Solicitor prepare the necessary by-law to remove the 'H' symbol in respect of the above lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 87-184, passed on the 23rd day of June 1987, to the "R-4" (Small Lot Single-Family Detached) District, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", is hereby removed, and the development of the land may proceed in accordance with the "R-4" (Small Lot Single-Family Detached) District provisions.



2. Sheet No. E-27C of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 87-184, is further amended by changing from "R-4"- 'H' (Small Lot Single-Family Detached - Holding) District to "R-4" (Small Lot Single-Family Detached) District the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions.

4. Sections 4 and 5 of By-law No. 87-184 are hereby repealed.

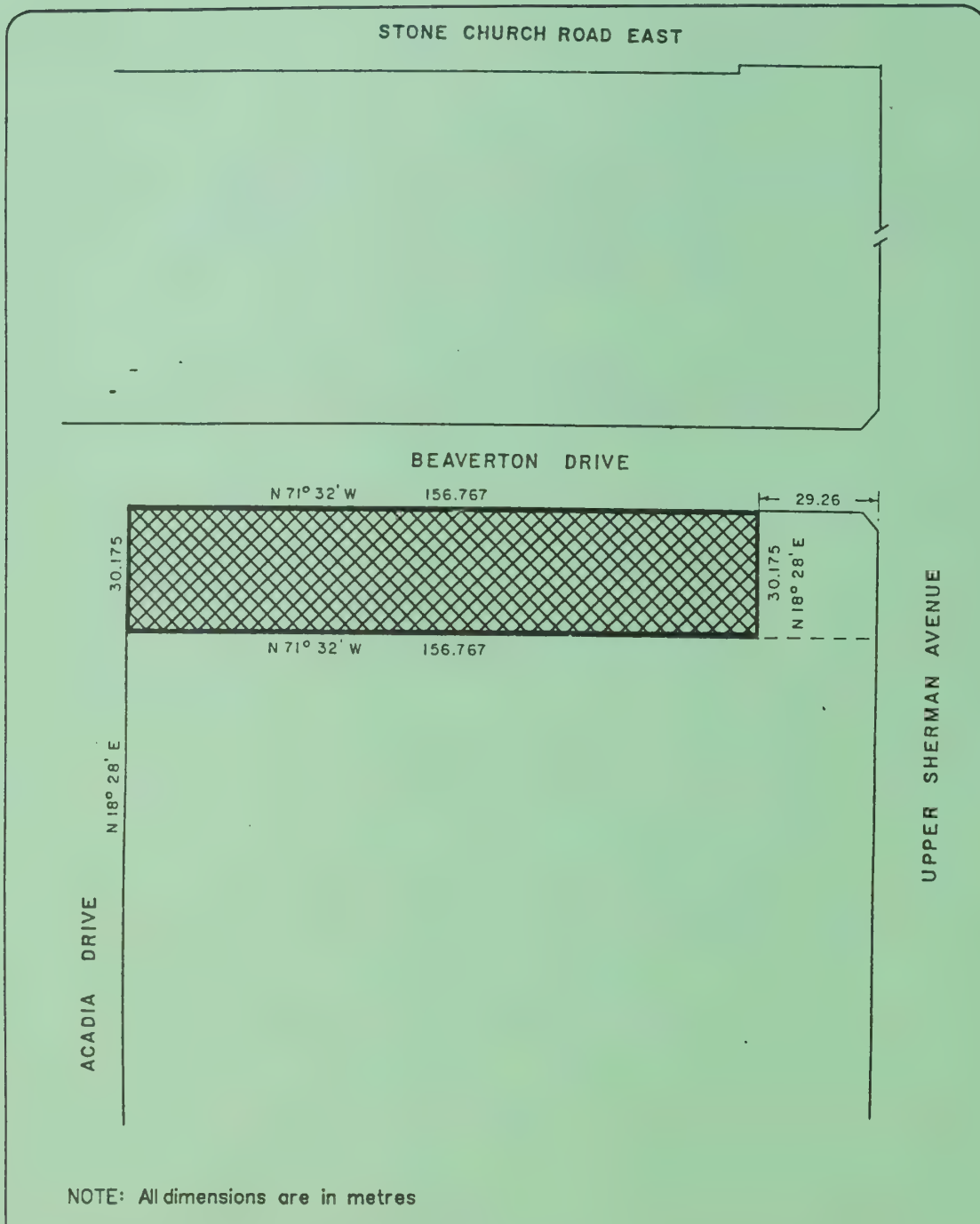
PASSED this                      day of                      A.D. 1990.

City Clerk

Mayor

(1990) 16 R.P.D.C. 29, September 25  
Salci Developments, Owner  
ZA-90-64





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-\_\_\_\_  
Passed the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
Clerk

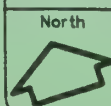
\_\_\_\_\_  
Mayor

**City of Hamilton**  
**Schedule A**  
Map Forming Part of  
By-Law No. 90-\_\_\_\_\_  
to Amend By-Law No. 6593  
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend



Lands to be regulated by  
By-Law No. 90-\_\_\_\_\_.



Scale  
NOT TO SCALE

Date  
SEPTEMBER, 1990

Reference File No.  
ZA90-64

Drawn By  
T.A.



BY-LAW NO. 90 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th DAY OF OCTOBER A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1990

CITY CLERK

MAYOR









APRESS® PRESSTE X L ACCO  


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NOIR	BG2507
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